

ORGANIZATIONAL MEETING

January 7, 2025

The meeting was called to order at 5:00 p.m. by Clerk of the Board, Cassandra Moser.

Roll Call: All Legislators were present, except Legislator Moser who running a little late. There were 15 other attendees present.

The Clerk of the Board called for nominations for a Chairperson of the Board of Legislators for 2025. Legislator Osborne nominated Legislator Dolhof, seconded by Legislator Moroughan. There being no other nominations to come forward, Legislator Frost made a motion for the clerk to close the polls and cast one ballot for Legislator Dolhof, seconded by Legislator Kalamas. Legislators Moroughan and Leviker escorted Chairman Dolhof to the podium. Legislator Moser was noted as having arrived. Chairman Dolhof thanked everyone for their continued support.

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

Chairman Dolhof declared the December 19, 2024, meeting minutes approved by general consent.

PRIVILEGE OF THE FLOOR:

Arlene Hall, member of the Lewis County Historical Society Board, introduced herself. She wished everyone a happy new year and congratulated the Chairman on his re-election. On behalf of the Historical Society, she thanked the board for their appropriation in the 2025 County budget. She went on to explain that each year a journal is published from the Historical Society, since the 1960s and each year the new edition features local history articles written by local people. It takes many volunteer hours to complete with a committee of about six individuals. Copies were handed out to each legislator. She concluded by highlighting the Black River Valley Concert Series, which had information on the back inside cover of the journal.

Sheriff Michael Carpinelli addressed the board with information about a situation that happened over the weekend when the weather was bad. There was an individual who was attended to nine (9) times during the storm due to mental health issues. Eventually law enforcement had to help at the hospital with this individual. He concluded by stating that this is an issue and that perhaps with the boards help and the hospitals help a better way to handle these types of situations can be discussed. County Manager Tim Hunt responded by stating that he would set up a meeting between the Sheriff and Community Services Director Anna Platz for further discussion but also mentioned that there is an initiative this year where there will be a mental health first response team for these types of situations.

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: January 3, 2023

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

CLERK OF THE BOARD REPORT:

The Legislators received the 4th quarter of 2024 Bed Tax Revenue Report from the Treasurer's Office. Emergency Management Director Robert Mackenzie filed his 2025 appointments for Lewis County Fire Coordinators as follows: Richard Ross, Gary Ashline, Robert Bellinger, Joseph Shue, Jeffrey Nellenback, and Ronald Gingerich. These volunteers will continue as Fire Coordinators until further notice.

The U.S. Small Business Administration (SBA) announced it will open a Disaster Loan Outreach Center in the Lewis County Outdoor Services conference room on Friday, January 3rd at 11:00 a.m. The center will assist businesses and residents who sustained economic losses and physical damages caused by the severe storms, tornadoes, and flooding that occurred August 18th and 19th of 2024. They will offer support with Physical Damage and Economic Injury Disaster Loans. The SBA issued the disaster declaration under the Disaster Assistance for Rural Communities Act in response to a request from Governor Kathy Hochul.

Walk-ins are accepted but you can schedule an in-person appointment in advance by going to appointment.sba.gov. The Lewis County Outdoor Services conference room is located at 7356 East Road, just outside of Lowville and the SBA office hours are Monday through Friday, 9am to 6pm; and Saturday 10am to 2pm. They will only be in Lewis County until January 17th at 4pm so please stop in or make an advance appointment by going to appointment.sba.gov.

A reminder to all Legislators that there will be a brief Goal Setting presentation prior to the start of Legislative Committee meetings this month.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee reported that Planning & Community Development is developing a Round 1 County Infrastructure Grant Program funding application for up to \$500,000 where NYS Empire State Development is supporting county-led smaller-scale infrastructure projects, with enhanced awards of up to \$1,000,000 for projects supporting housing infrastructure. Various projects have been evaluated; however, being that the project requires a 50% match and should be commenced within one year of the award, currently,

the plan is to prepare an application to utilize the funding towards roadways improvement projects that incorporate complete street elements.

Legislator Moroughan, Chair of the General Services Committee reported that Highway has been busy with winter maintenance. Employees at the Highway Department have done an amazing job with snow removal. Since first snowfall, they have spent over 1,200 hours plowing and sanding about 68 miles of County Roads. They would like to recognize the work done by all towns in the county to help them maintain the remaining 179 miles.

As always, Highway employees strive to keep the roads as safe as possible and appreciate courtesy from the public while they're on the road. Two common safety hazards they see while out are, snow plowed across the road from driveways, and cars traveling too fast for conditions as they approach plow trucks. Please keep in mind these pieces of equipment are suited for snow removal and not everyday traffic. Another note - please keep headlights on during snowfall, this makes an incredible difference in visibility for other drivers on the road.

Legislator Moser, Chair of the Human Services Committee reported that Lewis County Public Health's renovation project will be completed over the next few weeks so that beginning February 3rd all Public Health Staff will be located together in the basement of the Children's Health Building at the hospital.

Public Health was notified over the weekend by NYS Department of Health Wadesworth Laboratory that a cat from the Town of New Bremen had tested positive for rabies. Public Health would like to stress the importance of getting your animals vaccinated. Public Health in collaboration with Countryside Vet Clinic is holding a Rabies Clinic on Saturday, January 11th from 10am to Noon at the Maple Ridge Center.

There is a new Healthy Lifestyle Program starting January 16th for anyone wishing to participate in the program they should call 315-376-5453 and ask to speak with Jennifer Edick.

Lewis County Department of Social Services would like everyone to know that January is National Human Trafficking Prevention Month, with January 11th being National Human Trafficking Awareness Day. Be sure to check out the county Facebook page for more information throughout the month.

Legislator Nortz, representative on the Hospital's Board of Managers, deferred the floor to Mr. Cayer, Lewis County General Hospital CEO. Mr. Cayer wished everyone a happy new year and hoped for a year of safety, health and prosperity. HE handed out the Health Association of New York State (HANYYS) report, which is specific to hospitals and their local communities. The report reflected data that was analyzed from 2023, showing the hospital's economic impact locally was \$141 million; 800 jobs were generated; activity generated \$15 million in taxes; and payroll was \$50 million. In 2023 there were 131,000 people seen as outpatient; 11,000 people seen in the Emergency Room Department; and 800 people admitted. The Financial statement for November shows a \$2,000,000.00 loss, but year-to-date is a \$500,000 gain. The loss is due to the 2025 pension payment to the State and the payment to the County Health Insurance Fund of \$2.2 million. The Finance Committee for the hospital is very spirited and meetings typically go

for at least an hour. He concluded with announcing a graduation ceremony for a group of CNA's this evening.

COUNTY MANAGER REPORT:

County Manager Tim Hunt explained that the committee meetings in January will be used to discuss goal setting. He would also like to present a State of the County message and update the legislators on where the county stands going forward for the 2026 fiscal year. County Attorney Joan McNichol has a call scheduled with Ken Ayers to discuss legislation so the road efficiency program can move forward. The new Short-Term Rental legislation is out and being reviewed. This will make the online platform responsible for collecting the taxes, but the County will control the registry and bed tax.

COUNTY TREASURER REPORT:

County Treasurer Eric Virkler touched on his written report stating that sales tax is slightly above the 2023 amounts. The summary on ARPA funds activity needed to be obligated December 31, 2024, but most of our ARPA funding has been spent on the programs intended or set aside for future projects like Façade Improvements and Rail Trail project.

REPORT OF THE FINANCE AND RULES COMMITTEE:

RESOLUTION NO. 1 - 2025
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 2025.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 7th day of January 2025.

RESOLUTION NO. 2 - 2025
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.

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 2025.

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

Moved by Legislator Moroughan, seconded by Legislator Nellenback, and adopted on the 7th day of January 2025.

RESOLUTION NO. 3 - 2025
AUDITING AND ALLOWING CLAIMS

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

RESOLVED that the claims presented for payment in the total amount of \$1,864,057.03 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 Leviker.

Legislator Moser abstained due to potential conflict on certain payments.

The resolution was then adopted on the 7th day of January 2025, pursuant to the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 4 - 2025
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, 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 Osborne, seconded by Legislator Moroughan, and adopted on the 7th day of January 2025.

RESOLUTION NO. 5 - 2025
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 Moser, seconded by Legislator Leviker, and adopted on the 7th day of January 2025.

RESOLUTION NO. 6 – 2025
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, 2025 through December 31, 2025 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 Kalamas, seconded by Legislator Nortz, and adopted on the 7th day of January 2025.

RESOLUTION NO. 7 - 2025
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 such vendor commencing January 1, 2025, and continuing until either party terminates upon sixty (60) days prior written notice.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted on the 7th day of January 2025.

RESOLUTION NO. 8 - 2025
RESOLUTION TO APPROPRIATE FUNDS
VARIOUS CAPITAL RESERVE ACCOUNTS

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

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation take place to the Capital Equipment account to transfer funds budgeted for 2025 in the general fund and appropriate these funds in the Capital HAC fund with transfer from A0990100 992100 (To Capital Buildings & Grounds):

<u>Increase Revenue:</u>	
H0162000 350310	\$400,000.00
Project HAC	

<u>Increase Expenditure:</u>	
H0990100 499900	\$400,000.00
Project HAC	

Section 2. That the following budget appropriation take place to the Capital Equipment account to transfer funds budgeted for 2025 in the general fund and appropriate these funds in the Capital HAD fund with transfer from A0990100 992500 (To Capital Equipment):

<u>Increase Revenue:</u>	
H0990100 350310	\$800,000.00
Project HAD	

<u>Increase Expense:</u>	
H0990100 499900	\$800,000.00
Project HAD	

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

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 7th day of January 2025.

RESOLUTION NO. 9 - 2025
RESOLUTION TO TRANSFER FUNDS
County Highway Department

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

BE IT RESOLVED as follows:

Section 1. That the following 2025 budget transfer take place in the Highway Department Accounts for the lease payments on the Enterprise Vehicles; funds will be transferred from Project HAD Capital Equipment H0990100 499900:

<u>Increase Revenue:</u>	
DM513000 350310	\$110,000.00

<u>Increase Expenditure:</u>	
DM513000 223400	\$110,000.00

Section 2. That the following 2025 budget transfer take place in the Highway Department Accounts for the various annual lease payments; funds will be transferred from Project HAD Capital Equipment H0990100 499900:

<u>Increase Revenue:</u>	
DM513000 350310	\$562,000.00

<u>Increase Expenditure:</u>	
DM513000 223300	\$562,000.00

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

Moved by Legislator Osborne , seconded by Legislator Frost , and adopted on the 7th day of January 2025.

RESOLUTION NO. 10 - 2025
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 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, 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. 307-2021 adopted December 7, 2021; 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 \$100,000.00 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 D040400" must be executed;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves and authorizes the Chair of the Board of Legislators to execute "Supplemental Agreement No. 3 to D040400" for the Final Design Phase funding of the project.

Section 2. 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 D040400, in connection with the Project.

Section 4. That \$100,000.00 shall be appropriated in the Capital Bridge Program to facilitate the Final Design Phase for the Bridge Replacement on CR 17 (Wood Battle Road) over Cobb Creek (PIN 775400; BIN 3340150) in the Town of Harrisburg. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenues:

H0512000 345970 Federal	\$ 80,000.00
H0512000 335910 State	\$ 15,000.00
H0512000 350310 Local	\$ 5,000.00
Project HAQ	

Increase Expense:

H0512000 4999900	\$ 100,000.00
Project HAQ	

Section 5. The within Resolution shall take effect immediately.

Moved by Legislator Moroughan , seconded by Legislator Leviker , and adopted on the 7th day of January 2025.

RESOLUTION NO. 11 - 2025
RESOLUTION AUTHORIZING AMENDED MOU TO RETIRE OUTSTANDING
BALANCE OF INDEBTEDNESS OWING BY THE COUNTY TO LCHS
UNDER 2018 MOU

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

WHEREAS, at various times since the 1990s, the County of Lewis ("County") made cash transfers from the Lewis County General Fund to Lewis County General Hospital ("Hospital" or "LCHS") for the purpose of providing financial operational support; and

WHEREAS, LCHS was in a financial position to assist the County in meeting its financial obligation in the building of the LC-JCC-EC Education Center by making a cash transfer to the County in the amount of \$6,000,000 pursuant to the terms of an MOU dated November 6, 2018. The County was able to fully fund the project and not: 1) deplete the County's reserve funds; 2) not incur additional financing expenses; and 3) not raise additional taxes; and

WHEREAS, the MOU provided for the County to repay the Hospital over a twenty-five (25) year period (if not sooner), by crediting the LCGH with the annual Administrative Cost Allocation owing to the County by LCGH, and any other additional payments the County may decide to transfer in its sole discretion, and with the right of LCGH to forgive all or any portion of the outstanding indebtedness at any time; and

WHEREAS, pursuant to Resolution No. 249-2023, the Board of Legislators authorized a partial repayment of \$2,500,000 toward the outstanding balance owing under the MOU, with an intended commitment to make additional \$1,000,000 payments in 2024 and 2025 if the County's finances allowed for same; and

WHEREAS, in consideration of the above and the current circumstances of the parties, the County Manager, Treasurer, LCHS CEO and CFO convened and reviewed the entities' respective financial positions, with the County requesting that LCHS forgive the outstanding balance of \$2,809,566 owing under the 2018 MOU. The LCHS Board of Managers approved this forgiveness and amendment to the MOU by recent Resolution; and

WHEREAS, the parties have agreed for the amended MOU to indicate a credit of the annual cost allocation assessment amounts from 2008 -2023, totaling \$2,073,919, to be applied against the balance of the loan/debt. In addition, the parties agree that the actual cost allocation for the years 2024 – 2026 to be applied to extinguish the outstanding balance remaining on the debt, i.e. \$735,647. (Any variation in the estimated annual amount and the actual annual cost allocation for

these 3 years are to be trued up each year and extended for another year, if required). It is intended that LCHS shall make actual annual cash payments to the County for the Venesky reviewed cost allocation assessment amount commencing for the cost allocation year ending 2027.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby approves and authorizes an Amended Memorandum of Understanding between the County and LCHS wherein the \$2,809,566 remaining balance of the loan identified in the November 6, 2018 MOU will be eliminated as described above.

Section 2. The Lewis County Board of Legislators hereby rescinds the portion of Resolution No. 249-2023 wherein the Board conditionally committed to an additional \$1,000,000 annual payments toward this indebtedness in 2024 and 2025.

Section 3. The Amended MOU shall set forth terms providing for the parties' application of the annual Administrative Cost Allocation reviews and assessments payable by LCHS to the County for the years 2008-2023, totaling \$2,073,919, to be credited against the outstanding balance owing. In addition, the annual cost allocation assessments for the years 2024-2026 shall be applied to the outstanding balance of \$735,647 owing on the debt. Commencing with the cost allocation assessment year ending 2027, LCHS shall make actual annual cash payments to the County for its cost allocation assessment.

Section 4. The Lewis County Board of Legislators directs the County Attorney to draft the Amended MOU to incorporate these terms and conditions, together with any and other terms and conditions she deems appropriate.

Section 5. The Chair or the Vice-Chair of the Board of Legislators be and the same is hereby authorized to execute and deliver such amendment to the MOU upon such form and terms as may be approved by the County Attorney.

Section 6. That this Resolution shall take effect immediately.

Moved by Legislator Nortz , seconded by Legislator Kalamas , and adopted on the 7th day of January 2025.

RESOLUTION NO. 12 - 2025
RESOLUTION AUTHORIZING LICENSING AND CONSULTING
AGREEMENTS BETWEEN SHI INTERNATIONAL CORP.
AND THE COUNTY OF LEWIS FOR
DATA DISASTER RECOVERY AND BACKUP SOLUTIONS

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

WHEREAS, the Information Technology Director has identified additional needs regarding the County's Cyber and IT Server Data and wishes to obtain the services of SHI International, an existing state-approved contractor under NYS OGS (Contract No. PM69732) to provide the necessary licenses and equipment to implement Rubrik for data disaster recovery and backup solutions to the County's servers; and

WHEREAS, after consideration of the County's data recovery needs the Director recommends and requests that the Board of Legislators authorize an agreement with SHI International Corp. to provide the licenses, equipment, and installation required by the County for the Rubrik Program together with three (3) years of premium support at a cost of \$147,967.40; for a term of three (3) years from the effective date of the agreement. This cost was budgeted under the 2025 capital plan for IT; 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 an agreement with SHI International Corp. for licenses, equipment, installation, and premium support needed to implement the Rubrik Program to provide data disaster recovery and backup solutions for the County's Cyber and IT Server Data, with the right to terminate the agreement at any time.

Section 2. The cost of these services will not exceed \$147,967.40, for a three-year period commencing from the effective date of the signed agreement.

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 Leviker , seconded by Legislator Moser , and adopted on the 7th day of January 2025.

RESOLUTION NO. 13 - 2025
RESOLUTION AWARING CONTRACT TO LABELLA ASSOCIATES FOR
ENGINEERING AND ENVIRONMENTAL PROFESSIONAL SERVICES UNDER
STATE AND FEDERAL GRANT PROJECTS

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

WHEREAS, Lewis County, by and through the Planning & Community Development Department, has several grant projects that require the services of an environmental professional who can certify their environmental review of each awarded project prior to the release of funds; and

WHEREAS, the affiliated costs are eligible for reimbursement through the grant programs for which they are completed; and

WHEREAS, the County of Lewis, through the Planning and Community Development Department, posted an RFP on November 8th, 2024 to solicit proposals for Engineering and Environmental Professional services to complete these environmental reviews; and

WHEREAS, the County of Lewis received eight (8) proposals and, after a comprehensive review of the submissions, the Director of Planning and Community Development recommends that LaBella Associates, D.P.C. (LaBella) be awarded the contract for said services; and

WHEREAS, the general proposed scope of work for an Environmental Review would cost \$500 per site and would be completed within 10 days of notification; a Phase I Environmental Site Assessment would cost \$1,700 per site and would be completed within 30 days of notification;

NOW, THEREFORE, BE IT RESOLVED,

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes a contract with Labella Associates, 300 State Street, Suite 201, Rochester, NY 14614, to complete any necessary and general Environmental Reviews and/or Phase 1 Environmental Assessments relative to grant-funded projects at a cost of \$500 and \$1,700 per site, respectively.

Section 2. The term of the agreement shall be for a period of six (6) months from the date of full execution of an Agreement, with an intention to extend the term for additional six (6) month intervals.

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 extensions and amendments thereto, pending approval by the County Attorney.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 7th day of January 2025.

RESOLUTION NO. 14 - 2025
RESOLUTION AWARDBING BID TO LABELLA ASSOCIATES TO CONDUCT
A RE-USE STUDY ON A DECOMMISSIONED SCHOOL

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

WHEREAS, Adirondack Central School District will decommission West Leyden Elementary School, located in the Town of Lewis, in June 2025; and

WHEREAS, West Leyden Elementary has played a critical role in the Hamlet of West Leyden and the school's closure presents both a challenge and opportunity to the community and County; and

WHEREAS, the County of Lewis, through the Planning and Community Development Department, desires to assist the Adirondack Central School District with the development of a Reuse Study and Market Analysis to identify feasible and sustainable reuse options for the facility; and

WHEREAS, the County of Lewis posted an RFP on November 8th, 2024 to solicit proposals to complete a comprehensive Reuse Study for completion by May 2025; and

WHEREAS, the County of Lewis received one (1) proposal from LaBella Associates that outlined a scope of work that will identify reuse opportunities through market trend analysis, mapping analysis, case studies, and sector-specific assessments, developing a reuse plan, and presenting the vision to the Adirondack Central School Board; and

WHEREAS, the proposed scope of work for the Market Analysis, Reuse Plan, and Community Participation will result in a \$39,900 fee that will be paid through the Planning and Community Development 2025 budget.

NOW, THEREFORE, BE IT RESOLVED,

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes a contract with Labella Associates to complete a Reuse Study and Market Analysis for the West Leyden Elementary School, a facility that will be decommissioned in June 2025 by the Adirondack Central School District.

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

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Nellenback .

Legislator Lyndaker questioned why the county was looking to take over another school when they have two other ones already. County Manager Tim Hunt explained that this resolution allows for a Reuse Plan to help attract potential developers who may want to purchase it. Legislator Lyndaker questioned why it doesn't just get auctioned off like properties were in past years. Tim Hunt explained that the Reuse Plan will help attract developers who have actual business plans to rehab and use the property, rather than someone who might just buy it but then lets it continue to deteriorate further. Legislator Moser asked for verification that Adirondack Central School owns the property, Tim Hunt responded that they do.

There was further discussion on how properties can be marketed and purchased by responsible developers versus just remaining empty and becoming a blight in that community. Glenfield School was headed in the same direction as the Lyons Falls school until it was marketed and a developer came in with a business plan on what to do with it. It is important to get in front of these problem properties before it becomes a major problem and then the county is responsible for demolishing it, which can cost significantly more.

Legislator Leviker thought that even though a \$39,000.00 investment might seem steep it could have the potential of bring in a responsible developer who would have a plan to redevelopment the property into something successful, citing its all about being pro-active rather than reactive. Legislator Moser questioned if this would be funded by grant money or out of the Planning & Community Development budget, Casie Buell stated that it was coming out of the Planning & Community Development budget.

Legislator Lyndaker felt that brick buildings aren't worth the money to rehab and would really like to see at least one the schools that the county has put money into, get utilized. He cited Aires Chemical purchasing the Old Beaver River School at auction as a success story. Legislator Nellenback shared that he felt this was necessary as this property is in his district and he doesn't want it to become an eyes core for the community.

The resolution was then adopted on the 7th day of January 2025.

RESOLUTION NO. 15 - 2025
RESOLUTION AUTHORIZING TERMINATION OF CONTRACT WITH ELMER W.
DAVIS, INC. FOR ROOF REPLACEMENT AND ABATEMENT SERVICES
UNDER THE FORMER LYONS FALLS SCHOOL
REMEDATION AND REDEVELOPMENT PROJECT

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

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; and

WHEREAS, 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, was awarded the bid with a commitment to complete the roof replacement by the end of October, 2024. Necessary abatement services were required in order to allow for the roof replacement which could not be serviced by Elmer before winter weather and the prohibitions posed by same, necessitating the County to reassess having the roof replacement provided in the spring 2025, with continued work on interior abatement services based upon the shoring work that was accomplished in the last two weeks; and

WHEREAS, Elmer was paid for the materials ordered on behalf of the County, and Elmer confirms that those materials are the property of the County. The County Attorney recommends that the Board authorize the termination of the contract with Elmer, with another RFP to be issued for roof replacement and abatement services to be undertaken in the spring, while interior abatement and remediation services continue under the contract with Bronze Contracting;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the County Attorney to terminate the contract with Elmer W. Davis, Inc., 1217 Clifford Ave, Rochester, NY 14621 for the roof replacement and abatement services expected to be completed the Fall of 2024.

Section 2. The Lewis County Board of Legislators authorizes the Planning Director, in consultation with the DANC engineer assigned to this project, to develop and send out an RFP for full roof replacement and abatement, with a 20-year warranty, for such services to be provided as early in 2025 as is possible.

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

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted on the 7th day of January 2025.

RESOLUTION NO. 16 - 2025
RESOLUTION AUTHORIZING ANNUAL AGREEMENT BETWEEN THE
COUNTY OF JEFFERSON AND COUNTY OF LEWIS FOR ACTIVITIES UNDER
WORKFORCE INNOVATION AND OPPORTUNITY ACT (“WIOA”)

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

WHEREAS, Jefferson and Lewis Counties are designated as a multi-jurisdictional workforce development area under the Workforce Innovation and Opportunity Act (WIOA), and seek to have the area be known as the “JEFFERSON - LEWIS LOCAL WORKFORCE DEVELOPMENT AREA” by designation of its respective Chief Elected Officials; and

WHEREAS, the WIOA provides for the Chief Elected Officials of each County to be designated its respective Board’s Executive authorized to enter into an agreement to organize and implement activities pursuant WIOA, and as proposed by the Governor of the State of New York for the purpose of administering WIOA in Jefferson and Lewis Counties; and

WHEREAS, the Board of Legislators wishes to authorize such designation and Chief Elected Officials Agreement pursuant to WIOA.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement with the designated Executive of Jefferson County for purposes of administering WIOA; and any agreements to organize and implement workforce development in the Jefferson-Lewis areas pursuant to WIOA.

Section 2. The term of this Agreement 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 Agreement and any revisions thereto, pending approval by the County Attorney

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Moroughan, and adopted on the 7th day of January 2025.

OTHER BUSINESS:

At 5:45 p.m. Legislator Nellenback moved to enter executive session for a labor negotiations update, seconded by Legislator Moser, and carried.

At 5:53 p.m. Legislator Frost moved to return to regular session, seconded by Legislator Nellenback, and carried.

There being no other business to come before the Board, Legislator Leviker moved to adjourn the meeting at 5:54 p.m., seconded by Legislator Osborne, and carried.