

Pursuant to the State of Emergency Executive Order 202.1 Article 7, Suspension of Law
Allowing the Attendance of Meetings Telephonically or other Similar Service.

Chair Lightfoot called the meeting to order at 6:00 p.m.

SUSPENSION OF THE RULES: Ms. Curran moved to suspend the Rule of Procedure to allow the attendance of Legislators telephonically, and to add two resolutions as Item Number 36 and 37 to the agenda, seconded by Mr. Acres and Mr. Forsythe, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

ROLL CALL: All Legislators were present via Zoom Meeting, with the exception of Mr. Arquiett. Chair Lightfoot attended in person, and District Seat 10 is vacant.

Mr. Denesha led everyone in prayer followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA: Ms. Terminelli moved to amend the agenda to remove Item Number 21 from the agenda, and to add two resolutions as Item Number 36 and 37 to the agenda, seconded by Mr. Sheridan and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

Mr. Acres moved to approve the amended agenda, seconded by Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

APPROVAL OF MINUTES: Mr. Denesha moved to approve the March 2nd and March 16th meeting minutes, seconded by Ms. Curran and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

COMMUNICATIONS: The following correspondence was read aloud by the Deputy Clerk:

1. A State of Emergency Proclamation, dated March 18, 2020, was received from the Town of Canton declaring the threat of Coronavirus, specifically COVID-19, an imminent threat to the health and safety of residents of the Town of Canton, and that such State of Emergency shall last for a period of thirty (30) days.
2. Three resolutions were received from the Town of Norfolk: 1) Urging State lawmakers to review Bail Reform Law; 2) Repeal the Green Light Law; and 3) Support of the Second Amendment
3. A resolution was received from the Town of Parishville opposing the Governor's budget proposal known as "TED Part JJJ", amending the Article 10 siting process and removing local municipal input on the siting of renewable energy projects.
4. A Declaration of Emergency, dated March 16, 2020, was received from the Town of Waddington declaring the threat of Coronavirus, an imminent threat to the health and safety of residents of the Town of Waddington.

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5. A resolution was received from the Village of Waddington opposing any change in the County sales tax apportionment to local municipalities.

6. A letter was received from Katherine L. Demo of Potsdam, in support of County Legislator Rick Perkins and his resolution opposing the Governor's budget proposal known as TED Part JJJ. She asked the Board of Legislators and State Legislators to step back and discuss further the effects such a Bill means for the taxpayers and residents of our area. She said the Bill should not be passed until the residents of Northern New York understand the ramifications of the Bill.

7. A letter was received from Laef Anderson of Fort Jackson, asking the Board to support the resolution opposing the Governor's Budget Proposal TED Part JJJ, and stating he would like to voice his support for the amendment of Article 10 which will keep local power and democracy intact when it comes to renewable energy projects. He said the local zoning laws and public discourse for future development are an important right that the residents should retain.

8. A letter was received from Lucia Dailey of Parishville, asking the Legislators to defend our rights under the Constitution of the State of New York. She urges the Board of Legislators to oppose the accelerated Renewable Energy Growth and Community Benefit Act, an amendment known as TED Part JJJ which was added to the recently passed State Budget without Legislative agreement or public review.

9. A letter was received from Douglas and Lori Witherall of Parishville supporting the resolution opposing Governor Cuomo's TED Part JJJ Bill, introduced by Legislator Rick Perkins. They state that Governor Andrew Cuomo's last minute accelerated Renewable Energy Growth and Community Benefit Act (Article 23) 30-day budget amendment under the Transportation, Economic Development and Environmental Conservation (TED) Bill is unconstitutional, and they urge all St. Lawrence County Legislators to vote to adopt the Resolution in Opposition to the Governor's Budget Proposal.

10. A letter was received from Richard Hayes Phillips, Ph.D. of Canton in which he said he heard Governor Cuomo announce a list of policy initiatives "we should all be proud of" that were included in the budget bill that has already passed. His list concluded with the Accessible Renewable Energy Siting. He said it appears that there was never a straight up or down vote on this oppressive and tyrannical legislation. It was tucked into the budget bill, which gets passed in its entirety under deadline pressure, with nobody understanding everything they vote on. The Law would: (1) acquire, presumable through eminent domain, build-ready sites to be marketed and sold to developers of major renewable energy facilities, thus relieving private corporations from having to negotiate leases or purchases from private landowners; (2) establish a set of uniform standard and conditions for siting, design, construction and operation of major renewable energy facilities, thus preventing municipalities from doing so; (3) restrict consideration of municipal objections to those regarding lack of compliance with preexisting local laws concerning the environment or public health and safety, with the express provision that general expressions of disagreement or opposition shall not be considered; (4) ensure that, following a public comment period and/or public hearing, a final siting permit shall be issued to the applicant; (5) require aggrieved parties to seek judicial review within 30 days, pursuant to Article 78 proceedings, even though that very law, for other purposes, allows four months in

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Mr. Denesha moved to adopt Resolution No. 94-2020, seconded by Ms. Curran, and carried by a roll call vote with twelve (12) yes votes, and two (2) absent (T. Arquiatt and Forsythe).

Note: Mr. Forsythe was having technical difficulties.

Operations Committee: 3-9-2020

RESOLUTION NO. 95-2020

DECLARING APRIL SEXUAL ASSAULT AWARENESS MONTH

By Mr. Denesha, Chair, Operations Committee

WHEREAS, the month of April has been designated Sexual Assault Awareness Month (SAAM) in the United States, and

WHEREAS, the goal of SAAM is to raise public awareness about sexual violence and to educate communities and individuals on how to prevent sexual assault, and

WHEREAS, the 2020 Sexual Assault Awareness Month Campaign theme is “I Ask”, and

WHEREAS, Sexual Assault Awareness Month is about more than awareness; the ultimate goal is prevention, and since consent is a clear, concrete example of what it takes to end sexual harassment, abuse, and assault, it only made sense that the theme for this year focuses on empowering all of us to put consent into practice, and

WHEREAS, the campaign will champion the power of asking; “I Ask” is the statement by which individuals will demonstrate that asking for consent is a healthy, normal, and necessary part of everyday interactions, and “I Ask” is the statement which will uplift the importance of consent and transform it from being prescriptive to empowering, and

WHEREAS, St. Lawrence Valley Renewal House provides St. Lawrence County with services which range from prevention, crisis intervention, counseling, and advocacy and includes a Sexual Assault Nurse Examiner Program, and

WHEREAS, sexual assault is a serious and widespread problem and St. Lawrence County can highlight sexual violence as a major public health, human rights, and social justice issue and reinforce the need for prevention efforts by working together to educate our community about sexual violence prevention, supporting survivors, and speaking out against harmful attitudes and actions, and

WHEREAS, through the month of April there are several events planned throughout St. Lawrence County to highlight Sexual Assault Awareness Month,

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NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators declares April Sexual Assault Awareness Month, and

BE IT FURTHER RESOLVED that the Board of Legislators encourages all citizens of the County to join advocates and communities across the country in playing an active role to raise awareness to help prevent sexual assault.

Mr. Denesha moved to adopt Resolution No. 95-2020, seconded by Ms. Terminelli and Ms. Curran, and carried by a voice vote with twelve (12) yes votes, and two (2) absent (T. Arquiatt and Forsythe).

Operations Committee: 3-9-2020

RESOLUTION NO. 96-2020

**APPROVAL OF BAD DEBT WRITE OFF FOR
THE PROBATION DEPARTMENT**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, Resolution No. 87-2014 authorized the Chair to sign a contract with Falcon Recovery Systems, LLC, to consolidate collection work under one contract with Falcon, and

WHEREAS, although the amount owed is written off, the amount due is placed in the file of the client in an effort to receive payment should they return for service in the future, and

WHEREAS, in 2018 bad debt accounts were \$7,506 for Drug Testing Fees, \$0 for Custody and Visitation Fees, and \$9,264 for Supervision Fees, for a total of \$16,770, written off last year by Resolution No. 122-2019, and

WHEREAS, in 2019 bad debt accounts from 2013, 6 years uncollectible, were \$6,455 for Drug Testing Fees, \$0 for Custody and Visitation Fees, and \$11,493 for Supervision Fees, for a total of \$17,948,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators approves bad debt write off for the Probation Department, as follows:

DECREASE CONTRA ASSET ACCOUNT:

01TG0389 501Q0	T Allowance for Receivables Probation	\$17,948
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DECREASE ASSET ACCOUNT:

01TG0380 501Q0	T Q0 Accounts Receivable	\$17,948
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Mr. Denesha moved to adopt Resolution No. 96-2020, seconded by Mr. Fay and Ms. Curran, and carried by a roll call vote with eleven (11) yes votes, one (1) no vote (Acres), and two (2) absent (T. Arquiett and Forsythe).

Operations Committee: 3-9-2020

RESOLUTION NO. 97-2020

MODIFYING THE 2020 BUDGET FOR GOVERNMENTAL SERVICES TO UTILIZE FUNDING FROM THE NEW YORK STATE UNIFIED COURT SYSTEM FOR THE INSTALLATION OF CARPETING IN MULTIPLE AREAS OF THE COURTHOUSE

By Mr. Denesha, Chair, Operations Committee

WHEREAS, St. Lawrence County is required by law to furnish and maintain adequate Court Facilities for use by courts of the State of New York, and

WHEREAS, the New York State Unified Court System will reimburse the County one hundred percent (100%) of the costs incurred for installation of carpet in multiple areas of the Courthouse during the State Fiscal Year 2019-2020, and

WHEREAS, the budget approved by the Unified Court System allocates up to \$40,000 for carpeting and installation,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2020 Budget for Governmental Services to utilize funding from the New York State Unified Court System for the installation of carpeting in multiple areas of the Courthouse, as follows:

INCREASE APPROPRIATIONS:

GB016204 40800 IMP G BLDG Building & Property Maintenance \$40,000

INCREASE REVENUE:

GB030895 560CF G GB Court Facilities Aide \$40,000

Mr. Denesha moved to adopt Resolution No. 97-2020, seconded by Ms. Arquiett and Ms. Curran, and carried by a roll call vote with twelve (12) yes votes, and two (2) absent (T. Arquiett and Forsythe).

Mr. Forsythe joined the meeting.

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Operations Committee: 3-9-2020

RESOLUTION NO. 98-2020

PROCLAIMING EARTH DAY IN ST. LAWRENCE COUNTY

By Mr. Denesha, Chair, Operations Committee

WHEREAS, the Board of Legislators has traditionally emphasized the preservation and improvement of the quality of the natural and man-made environment within the County, and

WHEREAS, April 22, 2020 marks the 50th anniversary of Earth Day, and since 1970 Earth Day has increased awareness of the planet we live on, pollution, climate change, endangered species, and many other environmental issues, and

WHEREAS, since its establishment by the Board of Legislators in 1971 the Environmental Management Council (EMC) has worked to advise the Board of Legislators about, and to foster public understanding of, environmental matters affecting the County, and

WHEREAS, in conjunction with "Earth Day", the EMC will sponsor and encourage public participation in environmentally responsible activities and educational programs,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators proclaims April 22, 2020 to be Earth Day in St. Lawrence County, and

BE IT FURTHER RESOLVED that the Board of Legislators does hereby encourage all persons throughout the County to participate in programs and activities, on Earth Day and throughout the year, that promote a healthy environment in conjunction with a stronger economy, and that improve awareness about the interactions between people and the environment.

Mr. Denesha moved to adopt Resolution No. 98-2020, seconded by Ms. Terminelli, Mr. Acres, Ms. Curran, and Mr. Fay, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

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Operations Committee: 3-9-2020

RESOLUTION NO. 99-2020

DESIGNATING APRIL 2020 AS FAIR HOUSING MONTH

By Mr. Denesha, Chair, Operations Committee

WHEREAS, April 11, 1968 marked the signing of the Fair Housing Act into law, which proclaims a national policy of equal housing opportunity for all citizens without regard to race, color, national origin, religion, sex, familial status, or disability, and

WHEREAS, since the Board of Legislators established the St. Lawrence County Fair Housing Task Force in 1991, the Task Force has implemented a variety of activities to promote equal access to housing for all persons without regard to race, color, national origin, religion, familial status or disability,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators designates April 2020 as Fair Housing Month, and

BE IT FURTHER RESOLVED the Board of Legislators reaffirms its commitment to promote equal housing so that all County residents are given the opportunity to live in safe, decent housing of their choice.

Mr. Denesha moved to adopt Resolution No. 99-2020, seconded by Ms. Curran and Ms. Terminelli, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Operations Committee: 3-9-2020

RESOLUTION NO. 100-2020

**MODIFYING THE 2020 BUDGET FOR THE PLANNING OFFICE
FOR THE TRANSPORTATION PROGRAM**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, New York State Department of Transportation has made a final adjustment in the SFY 2019-20 Statewide Mass Transportation Operating Assistance (STOA) payment for upstate formula bus systems, and

WHEREAS, the adjusted February payment provided St. Lawrence County with supplemental funding of \$115,278 to be passed through to the operator, and

WHEREAS, this supplemental payment requires a budget modification,

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NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2020 Budget for the Planning Office for the Transportation Program, as follows:

INCREASE APPROPRIATIONS:

N2B56304 43007	N Bus Other Fees and Service	\$115,278
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INCREASE REVENUE:

N2B35945 56003	N SA Operating Aid	\$115,278
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Mr. Denesha moved to adopt Resolution No. 100-2020, seconded by Ms. Arquiett, Ms. Curran, and Ms. Terminelli, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

Operations Committee: 3-9-2020

RESOLUTION NO. 101-2020

DESIGNATING APRIL 2020 AS “CENSUS MONTH” IN ST. LAWRENCE COUNTY

By Mr. Denesha, Chair, Operations Committee

WHEREAS, the U.S. Constitution mandates a headcount every ten (10) years, which is accomplished by the decennial Census process, and

WHEREAS, population data from the Census are used to determine the number of seats each state has in the U.S. House of Representatives, as well as legislative districts across New York State and within the County, and

WHEREAS, Census data is widely used by every level of government to allocate funds, used by the private sector for market research and to plan operations and expansions, and by individuals to research their communities, and,

WHEREAS, the Census Bureau has asked for assistance of individuals, organizations and local governments across the country to help build public awareness about why the Census is important, and to encourage everybody in their community to participate,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators designates the month of April 2020 as “Census Month” in St. Lawrence County, and

BE IT FURTHER RESOLVED that the Board of Legislators supports the efforts of the Census Bureau and of the St. Lawrence County Complete Count Committee to increase public awareness of the Census and to promote participation of all residents of St. Lawrence County in the 2020 Census, and

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BE IT FURTHER RESOLVED that the Board of Legislators requests that local governments, agencies, service organizations and community leaders throughout the County work together to promote maximum participation in the Census.

Mr. Denesha moved to adopt Resolution No. 101-2020, seconded by Mr. Burke, Ms. Terminelli, and Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt.

Operations Committee: 3-9-2020

RESOLUTION NO. 102-2020

AUTHORIZING THE CHAIR TO SIGN A CONTRACT FOR A SFY 2020-2021 LIVESCAN EQUIPMENT PROGRAM GRANT FROM THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES AND MODIFYING THE 2020 BUDGET FOR THE SHERIFF'S OFFICE

By Mr. Denesha, Chair, Operations Committee

WHEREAS, the Sheriff's Office will be replacing two Livescan Systems that are located at the Criminal Office and Correctional Facility this year, as both LiveScan systems have an "end of life" date which will take effect January 2, 2021, and

WHEREAS, the Sheriff's Office has been awarded a grant in the amount of \$20,000 through the New York State Division of Criminal Justice Services, and

WHEREAS, this Livescan Equipment Program Grant provides funding to purchase new Livescan fingerprint processing equipment, and

WHEREAS, Resolution No. 66-2020 budgeted \$55,000 in the Technical Equipment Account (S1031102 25000) to put toward the purchase of these systems,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract, and any other contract as required for this grant, for a SFY 2020-2021 Livescan Equipment Program Grant from the NYS Division of Criminal Justice Services, upon the approval of the County Attorney, and

BE IT FURTHER RESOLVED that the Treasurer be authorized to modify the 2020 Budget for the Sheriff's Office, as follows:

INCREASE APPROPRIATIONS:

S1031102 25000	S CRIM Technical Equipment	\$20,000
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INCREASE REVENUE:

S1033895 56000 DCJS S SA Criminal Division of Criminal Justice \$20,000

BE IT FURTHER RESOLVED that any remaining funds be rolled over to future budgets until the grant is fully expended.

Mr. Denesha moved to adopt Resolution No. 102-2020, seconded by Ms. Curran and Mr. Forsythe, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Operations Committee: 3-9-2020

RESOLUTION NO. 103-2020

OPPOSING FY2021 EXECUTIVE BUDGET LEGISLATION AMENDMENTS TO THE TRANSPORTATION ECONOMIC DEVELOPMENT AND ENVIRONMENTAL CONSERVATION (TED) BILL, KNOWN AS “TED NEW PART JJJ”, SPECIFICALLY THE PORTION AMENDING THE ARTICLE 10 SITING PROCESS AND REMOVING LOCAL MUNICIPAL INPUT ON THE SITING OF RENEWABLE ENERGY PROJECTS AND ASKING FOR THE BILL TO BE RECONSIDERED

By Mr. Denesha, Chair, Operations Committee

WHEREAS, on Friday, February 21, 2020, Governor Cuomo released his 30-day amendments to the Executive Budget which included a new proposal, “TED New Part JJJ”, on the siting of renewable energy facilities, which include solar, wind, and other types of renewable energy facilities, and

WHEREAS, renewable energy projects that are currently being reviewed by the Public Service Commission under a process known as “Article 10” could use this new procedure that “fast tracks” renewable energy siting procedures, and

WHEREAS, the Governor’s proposal would institute a new Article 23 of the Economic Development Law and create a new office, the Office of Renewable Energy Siting, under the Division of Economic Development which would be responsible for issuing permits for renewable energy facilities, and a decision would have to be rendered within one (1) year of the application being deemed complete, and

WHEREAS, if the Office of Renewable Energy Siting does not make a decision within one (1) year of the application by the developer, the application would be deemed approved, and additionally, the proposal creates Title 9-B under the Public Authorities Law, which gives NYSERDA authority to take necessary steps to secure permits, property interests and agreements to create “build-ready sites” for renewable energy projects, and

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WHEREAS, the proposal removes the current Real Property Tax Law § 487(9)(a) requirement that the taxing jurisdiction (e.g.//town, school, county, etc.) notify a developer of its intent to require a Payment in Lieu of Taxes (“PILOT”) agreement within sixty (60) days of having received notice and, instead, NYSERDA would have to be consulted in developing PILOT agreements, and

WHEREAS, Article 10, while arguably flawed, allowed for community involvement and local municipal input in that Applicants had to create a Public Involvement Plan; hold public statement hearings and trial-type evidentiary hearings; local municipalities had intervener status and could use intervener funds for purposes related to the proposed project, and

WHEREAS, the newly proposed TED New Part JJJ has removed most of these provisions in that while municipalities would still be able to apply for funds from a local agency account it is unclear how these could be accessed, and

WHEREAS, the new budgetary proposal would remove the requirement of an applicant to have a hearing unless the municipality can raise a “substantive or significant” issue that requires adjudication, and

WHEREAS, the Public Involvement Plan under Article 10 currently requires an applicant for a renewable energy project to give the potential host community notice that an application may be forthcoming, however, under TED New Part JJJ, language in the proposal would suggest that municipalities will not be given notice of a project until after the Office of Renewable Energy Siting already approves a draft permit, and

WHEREAS, under the current Article 10 process, projects 25MWs or smaller had to go through local zoning and a State Environmental Quality Review Act (SEQRA) process however the TED New Part JJJ proposal reduces the megawatt threshold of projects that obtain a state permit from 25MWs to 10 MWs, thus removing local municipal authority over smaller renewable energy projects,

NOW, THEREFORE, BE IT RESOLVED the Board of Legislators opposes FY2021 Executive Budget Legislation Amendments to the Transportation Economic Development and Environmental Conservation (TED) Bill, known as “TED New Part JJJ”, specifically the portion amending the Article 10 siting process and removing local municipal input on the siting of renewable energy projects, and asking for the Bill to be reconsidered, and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Griffo, Senator Elizabeth Little, Senator Patty Ritchie, Assemblyman Mark Walczyk, Assemblyman Billy Jones, Assemblyman Robert Smullen, and Assemblyman Ken Blankenbush.

Mr. Denesha moved to adopt Resolution No. 103-2020, seconded by Mr. Acres and Mr. Sheridan.

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Mr. Perkins moved to amend the resolution to include wording “and asking for the Bill to be reconsidered, seconded by Mr. Denesha, and carried by a roll call vote with eleven (11) yes votes, one (1) no vote (Burke), one (1) recuse (N. Arquiett), and one (1) absent (T. Arquiett).

Resolution No. 103-2020 was adopted, as amended, by a voice vote with eleven (11) yes votes, one (1) no vote (Burke), one (1) recuse (N. Arquiett), and one (1) absent (T. Arquiett).

Services Committee: 3-16-2020

RESOLUTION NO. 104-2020

AUTHORIZING THE CHAIR TO SIGN CONTRACTS AND MODIFYING THE 2020 BUDGET FOR COMMUNITY SERVICES FOR FUNDING RECEIVED FROM THE OFFICE OF MENTAL HEALTH (OMH) TO ST. LAWRENCE COUNTY AS PASS THROUGH FUNDING TO APPROVED AGENCIES

By Mr. Sheridan, Chair, Services Committee

WHEREAS, Community Services has received an updated OMH State Aid letter regarding pass through funding for agencies that includes bed stipends and salary enhancement adjustments, and

WHEREAS, this is 100% pass through funding for contract agencies,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign contracts and authorizes the Treasurer to modify the 2020 Budget for Community Services for funding received from the Office of Mental Health (OMH) as pass through funding to approved agencies, as follows:

INCREASE APPROPRIATIONS:

A4143224 465RC	A CSS People Advances	\$1,278
A4143224 465SS	A CSS Step By Step Advances	6,895
A4243224 465AR	A CRV ARC Advances	6,594
A4243224 465CC	A CRV Catholic Charities	4,078
A4243224 465RC	A CRV People Advances	142
A4243224 465RO	A CRV Reachout Advances	20,956
A4243224 465SS	A CRV Step by Step Advances	3,263
A4243224 465UH	A CRV United Helpers Advances	720
A4343224 465SS	A CPP Step by Step Advances	2,365
A4443224 465AR	A OFS ARC Advances	6,377
A4443224 465NR	A OFS NRCIL Advances	1,979
A4443224 465TL	A OFS NCTLS Advances	7,193
A4443224 465UH	A OFS United Helpers Advances	<u>6,500</u>
		\$68,340

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DECREASE APPROPRIATIONS:

A4143224 465AR	A CSS ARC	\$2,392
A4343224 465RO	A CPP Reachout Advances	<u>5,746</u>
		\$8,138

INCREASE REVENUE:

A4134905 56000	A SA CSS Mental Health	\$5,781
A4234905 56000	Δ SA CR Other Mental Health	35,753
A4434905 56000	A SA OFS Other Mental Health	<u>22,049</u>
		\$63,583

DECREASE REVENUE:

A4334905 56000	A SA CPP Other Mental Health	\$3,381
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Mr. Sheridan moved to adopt Resolution No. 104-2020, seconded by Ms. Curran, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

Services Committee: 3-16-2020

RESOLUTION NO. 105-2020

AUTHORIZATION TO CREATE NEW ACCOUNTS FOR HEALTH HOME CARE AND MODIFYING THE 2020 BUDGET FOR COMMUNITY SERVICES

By Mr. Sheridan, Chair, Services Committee

WHEREAS, Community Services receives funding from NYS Office of Mental Health, and

WHEREAS, the NYS Office of Mental Health Bureau of Audit recommends that the Health Home Care Management revenue and expenses are separated from the Mental Health Clinic revenue and expense, and

WHEREAS, the separation of this program from the clinic will allow for more accurate calculation of the cost and revenue for each program, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes creating new account for Health Home Care,

BE IT FURTHER RESOVLED that the Treasurer is authorized to modify the 2020 Budget for Community Services, as follows:

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INCREASE APPROPRIATIONS:

A3143201 11000 HHC	A HHC Direct Service Worker	\$56,410
A3143201 19501 HHC	A HHC Longevity	585
A3143204 407HS HHC	A HHC Human Services Bldg. Rent	1,255
A3143204 408HS HHC	A HHC Human Services Bldg. Maintenance	1,155
A3143204 41401 HHC	A HHC Liability and Other Insurance	413
A3143204 42000 HHC	A HHC Office Supplies and Expenses	250
A3143204 42101 HHC	A HHC I/D Copying Equipment	25
A3143204 42302 HHC	A HHC Other Phone Services	437
A3143204 42303 HHC	A HHC I/D Phone Charges	105
A3143204 44000 HHC	A HHC I/D Automotive Expenses	175
A3143204 44100 HHC	A HHC I/D Fuel Charges	150
A3143204 44300 HHC	A HHC Mileage Reimbursement	125
A3143208 81000 HHC	A HHC Retirement	7,785
A3143208 83000 HHC	A HHC Social Security	4,086
A3143208 84000 HHC	A HHC Workers Compensation	1,555
A3143208 84500 HHC	A HHC Group Life Insurance	76
A3143208 86000 HHC	A HHC Hospital and Medical	8,600
A3143208 86500 HHC	A HHC FB Dental Insurance	590
A3143208 89000 HHC	A HHC Vision Insurance	83
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		\$84,060

DECREASE APPROPRIATIONS:

A3143201 11000	A MHOC Direct Service Worker	\$56,410
A3143201 19501	A MHOC Longevity	585
A3143204 407HS	A MHOC Human Services Bldg. Rent	1,255
A3143204 408HS	A MHOC Human Services Bldg. Maintenance	1,155
A3143204 41401	A MHOC Liability and Other Insurance	413
A3143204 42000	A MHOC Office Supplies and Expenses	250
A3143204 42101	A MHOC I/D Copying Equipment	25
A3143204 42302	A MHOC Other Phone Services	437
A3143204 42303	A MHOC I/D Phone Charges	105
A3143204 44000	A MHOC I/D Automotive Expenses	175
A3143204 44100	A MHOC I/D Fuel Charges	150
A3143204 44300	A MHOC Mileage Reimbursement	125
A3143208 81000	A Retirement	7,785
A3143208 83000	A Social Security	4,086
A3143208 84000	A Workers Compensation	1,555
A3143208 84500	A Group Life Insurance	76
A3143208 86000	A Hospital and Medical	8,600
A3143208 86500	A FB Dental Insurance	590
A3143208 89000	A Vision Insurance	283
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		\$84,060

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Mr. Sheridan moved to adopt Resolution No. 105-2020, seconded by Mr. Acres, Ms. Curran, and Mr. Perkins, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Services Committee: 3-16-2020

RESOLUTION NO. 106-2020

**AUTHORIZING THE CHAIR TO SIGN CONTRACTS FOR SERVICES
FOR THE PRESCHOOL SPECIAL EDUCATION PROGRAM IN THE
PUBLIC HEALTH DEPARTMENT**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Public Health Department engages the services of several individuals and agencies to provide services for the Preschool Special Education Program, and

WHEREAS, the Preschool Special Education Program Contracts cover the following services: Center-Based Program (PK040504 46502), Special Education Itinerant Teacher (SEIT) (PK040504 47700), Evaluation (PK040504 48600) at rates set by the New York State Education Department, and Related Services (PK040504 47700) at rates set by St. Lawrence County, and

WHEREAS, the contracts cover the period July 1, 2020 through June 30, 2021,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign contracts for services for the Preschool Special Education Program in the Public Health Department, upon approval of the County Attorney.

Mr. Sheridan moved to adopt Resolution No. 106-2020, seconded by Ms. Curran and Ms. Terminelli, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

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Services Committee: 3-16-2020

RESOLUTION NO. 107-2020

PROCLAIMING APRIL 6th – 12th, 2020 AS NATIONAL PUBLIC HEALTH WEEK

By Mr. Sheridan, Chair, Services Committee
Co-Sponsored by Ms. Curran, District 15

WHEREAS, the Public Health Department is observing National Public Health Week April 6-12, 2020 and becoming part of a growing movement to create the healthiest nation in one generation, and

WHEREAS, rural communities face a range of health disparities, from higher burdens of chronic disease to limited access to primary care and prevention services, and

WHEREAS, compared to people living in urban areas, rural Americans face a greater risk of death from the five (5) leading causes of death – heart disease, cancer, unintentional injury, chronic lower respiratory disease, and stroke, and

WHEREAS, during this week we will celebrate the power of prevention, advocate for healthy and fair policies, share strategies for successful partnerships, and champion the role of a strong public health system,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators proclaims April 6th – 12th, 2020 as National Public Health Week.

Mr. Sheridan moved to adopt Resolution No. 107-2020, seconded by Mr. Acres, Ms. Terminelli and Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Ms. Curran asked to be added as a Co-Sponsor to this resolution.

Services Committee: 3-16-2020

RESOLUTION NO. 108-2020

**APPROVAL OF RATES FOR RELATED SERVICES FOR THE
PRESCHOOL SPECIAL EDUCATION PROGRAM**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Public Health Department engages the services of several individuals and agencies to provide Preschool Special Education Program needs, and

April 6, 2020

WHEREAS, the rates paid to providers for Related Services (PK040504 47700) are set by the County and reflect cost from the agency providing services,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators approves the following rates for Related Services for the Pre-School Special Education Program for the period July 1, 2020 through June 30, 2021:

<u>Service:</u>	<u>2020 Maximum Rate per Half Hour:</u>
Audiology	\$75
Counseling	\$64
Teacher of Hearing Impaired	\$58
Occupational Therapy	\$69
Physical Therapy	\$61
Speech Therapy	\$63
Group Rates (OT, PT, ST – per child)	\$45
Teacher of Visually Impaired	\$50
1:1 Aide	\$14
Interpreter	\$16
Teaching Assistant	\$15
Psychological Services	\$60
1:1 Medical Aide	\$17
Orientation & Mobility	\$66
Parent Training	\$64
School Health Services/Nurse	\$55
School Social Work	\$64
Coordination 2 or more related services	\$64
Assisted Technology Service	\$54
Nutritional Services Home Visit	\$60

Mr. Sheridan moved to adopt Resolution No. 108-2020, seconded by Ms. Curran and Ms. Terminelli, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

April 6, 2020

Services Committee: 3-16-2020

RESOLUTION NO. 109-2020

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH PATHOLOGIST
DR. SCOTT LAPOINT FOR THE CORONER PROGRAM**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the responsibility for the Coroner's Program resides in the Public Health Department, and

WHEREAS, the current contracted pathologist travels to three (3) individual hospitals within St. Lawrence County, and there are times throughout the year the current pathologist is unavailable, and

WHEREAS, signing a contract with Dr. Scott LaPoint would provide the needed coverage for these times and also provide St. Lawrence County with an additional pathologist (PC011854 43016), and

WHEREAS, it is the recommendation of the Public Health Director to engage the services of Dr. LaPoint to provide coverage for pathology services,

NOW, THEREFORE, BE IT RESOLVED the Board of Legislators authorizes the Chair to sign a contract with Dr. Scott LaPoint for the Coroner Program, upon approval of the County Attorney.

Mr. Sheridan moved to adopt Resolution No. 109-2020, seconded by Mr. Acres, Ms. Terminelli, and Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

Services Committee: 3-16-2020

RESOLUTION NO. 110-2020

**AUTHORIZING COUNTY DEPARTMENT HEADS TO SIGN CONFIDENTIALITY
AGREEMENTS WITH THE ENHANCED MULTIDISCIPLINARY TEAM (E-MDT) TO
REFER CLIENTS FOR E-MDT SERVICES**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Enhanced Multidisciplinary Team (E-MDT) has been established by Catholic Charities to conduct full reviews of suspected elder abuse, exploitation, and/or neglect allegations in St. Lawrence County, and

April 6, 2020

WHEREAS, E-MDT, upon referral of clients, will ensure that appropriate social services, legal services, and medical care are obtained for elder abuse victims and that allegations are investigated and prosecuted, as applicable, and

WHEREAS, many County Departments including the Office for the Aging, Social Services, Community Services, and Public Health may have eligible clients for these services, and

WHEREAS, a client confidentiality agreement must be signed by the Department Heads of any Department seeking to refer clients,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes Department Heads to sign a Confidentiality Agreement with E-MDT, upon approval of the County Attorney.

Mr. Sheridan moved to adopt Resolution No. 110-2020, seconded by Ms. Terminelli, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Services Committee: 3-16-2020

RESOLUTION NO. 111-2020

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH UNITE USA INC., DBA UNITE US, TO ALLOW THE OFFICE FOR THE AGING TO BE LISTED AS A REFERRAL SOURCE ON THE UNITE US PLATFORM

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Office for the Aging wants to be listed as a client referral source on the Unite Us platform hosted by the ADK Wellness Connections, and

WHEREAS, Unite Us is a centralized, coordinated referral network comprised of public, private, and non-profit service providers working together to improve health and wellness by addressing social and medical needs, and

WHEREAS, a HIPAA Business Associate Agreement must be signed by the Chair of the Board of Legislators,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Unite USA, Inc., DBA Unite Us, to allow the Office for the Aging to be listed as a referral source on the Unite Us platform, upon approval of the County Attorney.

Mr. Sheridan moved to adopt Resolution No. 111-2020, seconded by Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

April 6, 2020

Finance Committee: 3-30-2020

RESOLUTION NO. 112-2020

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH
BARTON AND LOGUIDICE FOR PROFESSIONAL ENGINEERING SERVICES
FOR THE NORTHUMBERLAND STREET BRIDGE OVER
MORRISTOWN BAY PROJECT, BIN 3341380**

By Mr. Acres, Chair, Finance Committee
Co-Sponsored by Mr. Lightfoot, District 3

WHEREAS, the Board of Legislators approved and funded Capital Bridge Projects, and

WHEREAS, the Department of Highways has solicited qualifications for professional engineering services for the replacement of the Northumberland Street Bridge over Morristown Bay, BIN 3341380, and

WHEREAS, the best qualified consultant for this project has been determined by a Statewide RFP through New York State Department of Transportation,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators does hereby approve the following contract to:

Consultant:	Barton and Loguidice, D.P.C.
Contract Title:	Northumberland Street Bridge over Morristown Bay BIN 3341380, Town of Morristown
Engineering Fee:	Not to Exceed \$182,000 HM651204 430ED REDI

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Barton and Loguidice for professional engineering services for the Northumberland Street Bridge over Morristown Bay Project, BIN 3341380, upon approval of the County Attorney.

Mr. Denesha moved to adopt Resolution No. 112-2020, seconded by Mr. Forsythe and Ms. Curran, and carried by a voice vote with twelve (12) yes votes, one (1) recuse (N. Arquiatt), and one (1) absent (T. Arquiatt).

Mr. Lightfoot asked to be added as a Co-Sponsor to this resolution.

April 6, 2020

Finance Committee: 3-30-2020

RESOLUTION NO. 113-2020

**AUTHORIZING THE ISSUANCE OF A NEGATIVE DECLARATION
RELATED TO THE SJ.03 NORTHUMBERLAND BRIDGE PROJECT
IN MORRISTOWN, NEW YORK**

By Mr. Acres, Chair, Finance Committee
Co-Sponsored by Mr. Lightfoot, District 3

WHEREAS, Governor Andrew Cuomo launched the Resiliency and Economic Development Initiative (REDI) in May of 2019 in order to meet the needs of New Yorkers living in the eight (8) counties impacted by Lake Ontario and St. Lawrence River flooding, and

WHEREAS, under REDI, St. Lawrence County was awarded \$2,100,000 in project costs (HM299509 90600) for the Northumberland Street Bridge, BIN 3341380 in the Town of Morristown, asset SJ.03, and

WHEREAS, the REDI Project and award of contracts constitutes an "action" as delineated in 6 NYCRR Part 617 and requires that the County comply with the requirements of the New York State Environmental Quality Review Act (SEQRA), and

WHEREAS, the County determined that the proposed project meets criteria to be classified as an "Unlisted" action in accordance with 6 NYCRR Part 617 and that a Full Environmental Assessment Form (FEAF) be completed, and

WHEREAS, there were numerous potential "involved" agencies and each was contacted as part of a Coordinated Review process in regards to St. Lawrence County declaring their intent to serve as "Lead Agency" for this action, with none of the agencies responding in opposition to the St. Lawrence County Board of Legislators serving as the "Lead Agency", and

WHEREAS, Full Environmental Assessment Forms (FEAF) (Parts 1, 2, and 3) identifying and assessing the potential significant adverse environmental impacts associated with the proposed project have been prepared and distributed in an electronic version to the members of this Board for review, and

WHEREAS, the preparation of the FEAF incorporated data was collected from these sources: the *Engineering Report for SJ.03 Northumberland St. Bridge* by Ramboll Engineering, NYS Department of Environmental Conservation critical habitats databases, NYS Office of Parks, Recreation and Historic Preservation information on archeological sites and concerns, FEMA FIRM maps, state and federal wetlands maps, internal engineering assessments, soil maps and soil boring data, a site survey and assessment of local land use regulations and design considerations that will be incorporated to minimize adverse impacts,

April 6, 2020

NOW, THEREFORE, BE IT RESOLVED that based upon the environmental assessment and supporting materials, the Board of Legislators has determined that the development of this project will not result in any significant adverse environmental impacts, and

BE IT FURTHER RESOLVED that the Board of Legislators directs the County Administrator to prepare a "Negative Declaration" which indicates that the Board of Legislators determines that the no significant adverse environmental impacts will result from this project based upon the summary of environmental impacts as described in the full EAF, and

BE IT FURTHER RESOLVED that the Board of Legislators directs the County Administrator to file the "Negative Declaration" in compliance with the requirements of SEQRA; determines that completion of this environmental review fulfills the requirement of the Board under SEQRA; and further determines that the Board is free to take "actions" on the project.

Mr. Denesha moved to adopt Resolution No. 113-2020, seconded by Mr. Acres and Ms. Curran, and carried by a voice vote with twelve (12) yes votes, one (1) recuse (N. Arquiett), and one (1) absent (T. Arquiett).

Mr. Lightfoot asked to be added as a Co-Sponsor to this resolution.

Finance Committee: 3-30-2020

RESOLUTION NO. 114-2020

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH THE FRANKLIN COUNTY HIGHWAY DEPARTMENT FOR ROAD SALT

By Mr. Acres, Chair, Finance Committee

WHEREAS, the Superintendent of Highways has advised the Franklin County Highway Superintendent that Franklin County will be able to purchase road salt through the 2019-2020 St. Lawrence County salt bid, and

WHEREAS, including road salt estimates from Franklin County in the bidding process the cost per ton for both counties will likely be lower, and

WHEREAS, the St. Lawrence County Superintendent of Highways recommends the contract with Franklin County, and

WHEREAS, the terms of the contract will be August 1, 2020 to April 30, 2021,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Franklin County for road salt, upon approval of the County Attorney.

April 6, 2020

Mr. Denesha moved to adopt Resolution No. 114-2020, seconded by Mr. Acres and Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Finance Committee: 3-30-2020

RESOLUTION NO. 115-2020

**MODIFYING THE 2020 BUDGET FOR THE DEPARTMENT OF HIGHWAYS
FOR BRIDGE MAINTENANCE AND REPAIR**

By Mr. Acres, Chair, Finance Committee

WHEREAS, the Department of Highways budgets appropriation and revenue accounts to reflect current and projected operations, and

WHEREAS, a budget modification is needed to correctly budget for general repair and maintenance of bridges in the proper account,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2020 Budget for the Department of Highways for Bridge Maintenance and Repair, as follows:

DECREASE APPROPRIATIONS:

HM551124 454BS B1	H B1 Miscellaneous Bridge Supplies	\$35,000
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INCREASE APPROPRIATIONS:

HM551104 454BS	H MB Miscellaneous Bridge Supplies	\$35,000
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Mr. Denesha moved to adopt Resolution No. 115-2020, seconded by Mr. Acres, Ms. Terminelli, and Ms. Curran, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Finance Committee: 3-30-2020

RESOLUTION NO. 116-2020

**MODIFYING THE 2020 BUDGET FOR THE HIGHWAY DEPARTMENT
FOR FEDERAL PASS THROUGH PROJECTS**

By Mr. Acres, Chair, Finance Committee

WHEREAS, the Department of Highways budgets appropriation and revenue accounts to reflect current and projected operations, and

April 6, 2020

WHEREAS, a budget modification is needed to correctly budget for projected expenditures for New York State Department of Transportation (NYS DOT) Federal pass-through projects,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2020 Budget for the Department of Highways for Federal pass through projects, as follows:

DECREASE APPROPRIATIONS:

HM651204 430ED 1901	H 1901 Engineering Design	\$797,000
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INCREASE APPROPRIATIONS:

HM651204 49900 1702	H 1702 Miscellaneous	\$4,500
HM651204 430ED 1801	H 1801 Engineering Design	61,000
HM651204 49900 1801	H 1801 Miscellaneous	500
HM651204 465CO 1901	H 1901 Sub-Contracts	600,000
HM651204 49900 1901	H 1901 Miscellaneous	500
HM651204 49900 1902	H 1902 Miscellaneous	500
HM651204 430ED 1903	H 1903 Engineering Design	110,000
HM651204 465CO 1903	H 1903 Sub-Contracts	<u>20,000</u>
		\$797,000

Mr. Denesha moved to adopt Resolution No. 116-2020, seconded by Mr. Acres and Ms. Curran, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

Finance Committee: 3-30-2020

RESOLUTION NO. 117-2020

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. (ESRI) TO PROVIDE TWO ARCGIS LICENSES AND AN ANNUAL MAINTENANCE AGREEMENT AND MODIFYING THE 2020 BUDGET FOR THE REAL PROPERTY TAX OFFICE

By Mr. Acres, Chair, Finance Committee

WHEREAS, the Real Property Tax Office has not invested in new mapping technology in many years and since the last investment, technology and mapping capabilities have dramatically improved and it is necessary to begin the process to bring the Department forward, and

WHEREAS, during the 2020 Budget Process a number of issues were discussed relative to the importance have supporting technology in Department, so this initial request for consideration is a part of a larger investment that provides mapping information to Emergency Services, Department of Highways, Planning, and uses it internally as well, and

April 6, 2020

WHEREAS, also the Real Property Tax Office is mandated by New York State to create tax maps and among other specific benefits that a new system could provide would include the proper assignment of 911 addresses accurately, print orthoimagery maps, and create GIS shape files which are distributed to Emergency Services for 911 purposes, and

WHEREAS, St. Lawrence County would like to sign a contract with ESRI to provide two (2) licenses for ARCGIS software for and provide the necessary technological support through the annual maintenance,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Environmental Systems Research Institute, Inc. (ESRI) to provide two ARCGIS licenses and an annual maintenance agreement for tax mapping in the Real Property Tax Office, and

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2020 Budget for the Board of Legislators' and Real Property Tax Offices, as follows:

DECREASE APPROPRIATIONS:

B1019904 49700	B SPEC Contingency Account	\$13,939
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INCREASE APPROPRIATIONS:

R1013554 47801	R DATA Processing Charges	\$13,939
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Mr. Acres moved to adopt Resolution No. 117-2020, seconded by Ms. Curran and Mr. Perkins, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Finance Committee: 3-30-2020

RESOLUTION NO. 118-2020

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH THE NEW YORK ENVIRONMENTAL PROTECTION AND SPILL COMPENSATION FUND REGARDING A TAX DELINQUENT PROPERTY OWNED BY HOMESTEAD DAIRIES, INC.

By Mr. Acres, Chair, Finance Committee

WHEREAS, St. Lawrence County has developed a strategic plan to target potentially environmentally contaminated properties throughout the County to assist in making these once economically productive properties beneficial to their communities again, and

April 6, 2020

WHEREAS, St. Lawrence County, with the assistance of Gary Bowitch, Esq. of the law firm Bowitch and Coffey, LLC, identified a parcel in the Town of Potsdam in need of environmental testing and potential remediation, and

WHEREAS, the site was identified as requiring environmental remediation before it can be conveyed via auction, and

WHEREAS, the County of St. Lawrence ("County") has commenced an action against property located in the Town of Potsdam due to tax delinquency by a tax foreclosure proceeding commenced on November 1, 2019, for unpaid ad valorem real property taxes with respect to the following property located in St. Lawrence County (hereinafter referred to as the "Site"):

"Homestead Dairies Site"

- Owner: Homestead Dairies, Inc.
- Address: 180 Market Street, Potsdam, New York
- Tax ID No.: 64.042-1-1
- Delinquent Taxes Owed - \$207,729.46

WHEREAS, the New York Environmental Protection and Spill Compensation Fund (the "Fund") was created by Navigation Law § 179, and

WHEREAS, the Fund is seeking to perform cleanup of petroleum contaminants present at the Site, and

WHEREAS, pursuant to Navigation Law § 180, the Administrator of the Fund is authorized to settle claims on behalf of the Fund and to make additional expenditures for cleanup of any potentially petroleum contaminated site, and

WHEREAS, any agreement between the Fund and the County would require the State of New York through the New York State Department of Environmental Conservation to perform all environmental contamination remediation at the Site after the County acquires title to the Site through tax foreclosure at a cost to be solely borne by the Fund, and

WHEREAS, in order to facilitate redevelopment of the Site, the County desires to enter into an agreement with the Fund wherein the Fund would release its potential claims against the County, for past and future cleanup and removal costs incurred by the State, including interest thereon and applicable penalties prior to the County taking title to the Site through tax foreclosure, and

WHEREAS, any release provided by the Fund to the County shall extend to the County's successors or assigns with respect to the Site, however, such release shall not extend, nor can it be transferred to any successors or assigns of the County at the Site, if such successors in title are persons deemed legally responsible for the discharge of petroleum at the Site, respectively, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract, and any other agreements necessary, with the New York Environmental

April 6, 2020

Protection and Spill Compensation Fund regarding a tax delinquent property, upon approval of the County Attorney.

Mr. Acres moved to adopt Resolution No. 118-2020, seconded by Ms. Curran and Mr. Perkins, and carried by a voice vote with twelve (12) yes votes, one (1) recuse (N. Arquiatt), and one (1) absent (T. Arquiatt).

Finance Committee: 3-30-2020

RESOLUTION NO. 119-2020

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH NEW YORK ENVIRONMENTAL PROTECTION AND SPILL COMPENSATION FUND REGARDING TAX DELINQUENT PROPERTIES OWNED BY STANLEY SMITH ESTATE

By Mr. Acres, Chair, Finance Committee

WHEREAS, the New York Environmental Protection and Spill Compensation Fund (the "Fund") was created by Navigation Law § 179 and commenced cleanup response actions ("Removal Actions") pursuant to the Navigation Law, at the following sites located in St. Lawrence County:

"Smith Sites"

- Owner: Stanley Smith Estate
- Address: 7185 US Hwy 11, Potsdam, New York
- Tax Map No.: 76.001-1-34.2 and 76.001-1-34.3
- Spill No. 06-01269
- DEC Spill Cleanup Status: Closed

WHEREAS, the County of St. Lawrence ("County") has commenced an action against the Smith Sites due to tax delinquencies by a real property tax foreclosure proceeding, for unpaid ad valorem real property taxes, and

WHEREAS, pursuant to Navigation Law § 180, the Administrator of the Fund is authorized to settle claims on behalf of the Fund, and

WHEREAS, the Fund has expended certain monies for the cleanup and removal of petroleum based contaminants at 7185 US Hwy 11, Potsdam, New York, also known as the "Smith Sites", and

WHEREAS, the County requests that the Fund release its potential claims against the County, for past and future cleanup and removal costs incurred by the State, including interest thereon and applicable penalties with respect to Spill No. 06-01269 assigned to the Sites ("Potential Claims"), in order to facilitate redevelopment through the sale of the Sites, and

April 6, 2020

WHEREAS, the Fund is willing to release its potential claims in consideration of certain payments by the County upon sale of the Sites as partial reimbursement of cleanup and removal costs incurred and which may be incurred by the Fund, as applicable, and

WHEREAS, an agreement between the Fund and the County is necessary to release any potential claims the Fund may have with respect to the Sites prior to the County taking title to the Sites through tax foreclosure, and

WHEREAS, the Sites will be sold at the tax sale auction as one parcel, and

WHEREAS, such an agreement between the Fund and the County would require that, in consideration of the Fund releasing the potential claims, the County, shall, within 60 days following the tax auction and sale of the Sites, pay to the Fund fifty percent (50%) of the sale proceeds which were paid to the County by the buyer of the Sites, respectively, and

WHEREAS, the releases provided by the Fund to the County shall extend to the successors or assigns of the County with respect to the Sites; however, such releases shall not extend nor can they be transferred to any successors or assigns of the County who are persons deemed legally responsible for the discharge of petroleum at the Sites, respectively,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with New York Environmental Protection and Spill Compensation Fund regarding tax delinquent properties owned by Stanley Smith Estate, upon approval of the County Attorney.

Mr. Acres moved to adopt Resolution No. 119-2020, seconded by Mr. Perkins and Ms. Curran, and carried by a voice vote with twelve (12) yes votes, one (1) recuse (N. Arquiatt), and one (1) absent (T. Arquiatt).

Finance Committee: 3-30-2020

RESOLUTION NO. 120-2020

**AUTHORIZING THE CHAIR TO SIGN AN AMENDED MEMORANDUM
OF UNDERSTANDING WITH NORFOLK BAKERY, LLC
TO COLLECT DELINQUENT TAXES**

By Mr. Acres, Chair, Finance Committee

WHEREAS, Norfolk Bakery, LLC owns property located at 1 South Main Street, Town of Norfolk, County of St. Lawrence, State of New York (Tax Map No. 32.067-3-4), being the site of a former gas and service station, and

WHEREAS, as of March 1, 2020, taxes, penalties, fees and interest are due and owing in the amount of \$98,157, and

April 6, 2020

WHEREAS, the Enforcing Officer of the County determined that if the County were to acquire the property through a tax foreclosure proceeding, there would be a significant risk that the County would be exposed to liability substantially in excess of the amount that could be recovered by enforcing the tax lien, and

WHEREAS, the County moved forward with Supplementary Proceedings pursuant to Real Property Tax Law §1138 and §990 in order to collect the taxes, penalties, fees and interest due and owing with respect to the subject parcel and a Judgment permitting the County to go forward with Supplementary Proceedings was entered on January 5, 2016, and

WHEREAS, following the issuance of the judgment, it was determined that the current title holders of the property were not the party that created the original tax delinquency, but were, instead, subsequent title holders of the real property, and

WHEREAS, Resolution No. 277-2016 authorized a Memorandum of Understanding with Norfolk Bakery, LLC to collect delinquent taxes, and

WHEREAS, Norfolk Bakery, Inc. has failed to make timely payments pursuant to the signed Memorandum of Understanding but are desirous of modifying such agreement, and

WHEREAS, Norfolk Bakery LLC has proposed to pay \$3,000 upon signing of a Memorandum of Understanding and \$1,000 per month for a period of thirty-three months commencing June 1, 2020 and a final payment of \$565 for the balance of the taxes less all interest, penalties and fees, and

WHEREAS, Norfolk Bakery LLC has agreed to keep current on all future taxes, and

WHEREAS, a Memorandum of Understanding signed by all parties is necessary to establish the details of payment and collection of the delinquent taxes, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign an amended Memorandum of Understanding with Norfolk Bakery, LLC to collect delinquent taxes, upon approval of the County Attorney.

Mr. Acres moved to adopt Resolution No. 120-2020, seconded by Mr. Burke, Mr. Perkins and Ms. Curran.

Ms. Arquiett moved to amend the eight whereas of the resolution to state the date of commencement be June 1, 2020, seconded by Mr. Burke, and carried by a voice vote with eleven (11) yes votes, two (2) no votes (Forsythe and Lightfoot), and one (1) absent (T. Arquiett).

Resolution No. 120-2020 was adopted, as amended, by a voice vote with eleven (11) yes votes, two (2) no votes (Forsythe and Lightfoot), and one (1) absent (T. Arquiett).

April 6, 2020

Finance Committee: 3-30-2020

RESOLUTION NO. 121-2020

**SETTING THE ALLOCATION ALGORITHM FOR WORKERS' COMPENSATION
PLAN PARTICIPANTS FOR 2021, 2022, AND 2023**

By Mr. Acres, Chair, Finance Committee

WHEREAS, St. Lawrence County established a Workers' Compensation Plan for county, city, town and village employees by Local Laws 1 and 2 of 1956, and

WHEREAS, Local Law 3 of 1993 provides that the apportionment algorithm shall be established for three (3) years, and

WHEREAS, Resolution No. 235-2017, adopted July 10, 2017, set the allocation algorithm for the St. Lawrence County Self-Insurance Plan participants for 2018, 2019, and 2020, and

WHEREAS, for the past fifteen (15) years the St. Lawrence County Workers' Compensation Plan has used an algorithm which, in whole or part, uses a three (3) year average of experience as percentages of the allocation, and the percentage is currently one hundred percent (100%) experience and actuarial based, and

WHEREAS, an allocation formula using risk and experience based rating places emphasis on safety in the work place, and

WHEREAS, an allocation formula in which the non-real property factor is based on the plan participants' payroll, employees' job risk categories and experience results in apportioning costs in a manner more closely related to factors generating risk that are in control of the participants,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Legislators sets the allocation algorithm for the St. Lawrence County Self-Insurance Plan participants for the years 2021, 2022 and 2023 as follows:

For the years 2021, 2022 and 2023, the allocation formula shall be 100% risk-payroll experience. This risk-payroll-experience amount shall be calculated as follows:

Payroll, excluding payroll for paid firefighters and fire drivers, for each participant shall be aggregated into \$100 units by New York Compensation Insurance Rating Board (NYCIRB) promulgated class code rates then in effect, and the resulting amount shall be adjusted by an experience modifier, which shall be calculated in accordance with generally accepted underwriting principles and, as approved by the County Attorney and the payroll attributable to a participant's paid firefighters, and paid fire drivers and the per capita charges for volunteer firefighters and volunteer rescue squad members shall not be

April 6, 2020

attributed to all plan participants on a pro rate share for purposes of calculating the allocation of cost under this algorithm, and such attribution shall not change or affect the employment relationship of paid personnel or the status of the relation of volunteers to the respective municipal participants, and

BE IT FURTHER RESOLVED that the year-over-year loss development experience may be either a paid or incurred basis, and

BE IT FURTHER RESOLVED that the St. Lawrence County Self-Insurance Plan Administrator may take appropriate steps to execute the directives and intent of this resolution and consistent with any other State law or local law or resolution of the Board of Legislators.

Mr. Acres moved to adopt Resolution No. 121-2020, seconded by Ms. Curran and Mr. Forsythe, and carried by a voice vote with thirteen (13) yes votes and one (1) absent (T. Arquiatt).

Finance Committee: 3-30-2020

RESOLUTION NO. 122-2020

AUTHORIZING THE CHAIR TO SIGN A CONFIDENTIALITY AGREEMENT WITH PRO-ACT TO PROVIDE CONFIDENTIAL INFORMATION TO US-RX CARE

By Mr. Acres, Chair, Finance Committee

WHEREAS, St. Lawrence County has contracted with US-RX Care to provide a Prescription Management Program, and

WHEREAS, St. Lawrence County has an agreement with Pro-Act to provide Pharmacy Benefits Management, and

WHEREAS, Pro-Act requires St. Lawrence County to sign a Confidentiality Agreement in order for Pro-Act to share the necessary information with US-Rx Care (T5090608 860AD) to implement the Prescription Management Program,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a Confidentiality Agreement with Pro-Act to provide confidential information to US-RX Care, upon approval of the County Attorney.

Mr. Acres moved to adopt Resolution No. 122-2020, seconded by Mr. Perkins, Mr. Burke and Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

April 6, 2020

Finance Committee: 3-30-2020

RESOLUTION NO. 123-2020

**AUTHORIZING THE CHAIR TO SIGN A LETTER OF ACCEPTANCE
WITH REDLICH HORWITZ FOUNDATION TO COVER COSTS
ASSOCIATED WITH FOSTER PARENT CERTIFICATION AND
MODIFYING THE 2020 BUDGET FOR SOCIAL SERVICES**

By Mr. Acres, Chair, Finance Committee

WHEREAS, following the federal Family First Prevention Services Act, the State of New York established the Family First Transition Fund to help Departments of Social Services support, recruit, and retain current and prospective foster families, including kinship caregivers, and

WHEREAS, kinship caregivers include approved foster homes and certified foster homes where the foster parent is a relative or is a non-relative with a positive relationship to the child or child's family such as a godparent, neighbor, or family friend, and

WHEREAS, the intent of the Family First Transition Fund is to produce sustained systemic improvements that encourage the least restrictive settings for children in foster care, and

WHEREAS, the Office of Children and Family Services provided the Department of Social Services with an allocation of \$45,386 in July 2019 for services to support relative foster homes and kinship caregivers, and

WHEREAS, the Redlich Horwitz Foundation has awarded the Department of Social Services an allocation of \$12,000 to support continued implementation of strategies and practices to strengthen readiness for Family First in St. Lawrence County in the calendar year 2020,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorize the Chair to sign a letter of acceptance with Redlich Horwitz Foundation to cover costs associated with foster parent certification, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2020 Budget for Social Services, as follows:

INCREASE APPROPRIATIONS:

DSG60704 46500 FFTF	D Family First Transition	\$12,000
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INCREASE REVENUE:

DSG12895 55000	Other General Departmental Income	\$12,000
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Mr. Acres moved to adopt Resolution No. 123-2020, seconded by Mr. Burke and Mr. Sheridan, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

Finance Committee: 3-30-2020

RESOLUTION NO. 124-2020

**AMENDING RESOLUTION NO. 24-2020,
“BANK DEPOSITORIES AND INVESTMENT OF COUNTY FUNDS”**

By Mr. Acres, Chair, Finance Committee

NOW, THEREFORE, BE IT RESOLVED that in accordance with County Law and General Municipal Law the following banks be and hereby are designated as depositories for County funds received by the County Treasurer with permitted maximum deposits at any one time listed below:

<u>Depository Name</u>	<u>Maximum</u>
Community Bank N.A.	\$25,000,000
Key Bank N.A.	\$60,000,000
Upstate National Bank	\$10,000,000
NBT	\$10,000,000
Citizens Bank	\$10,000,000
Municipal Investors Service Corporation	\$10,000,000
First Empire Securities	\$10,000,000
NYCLASS	\$30,000,000
Webster Bank	\$10,000,000
Tioga State Bank	\$10,000,000
TD Bank	\$10,000,000

BE IT FURTHER RESOLVED that the County Treasurer is authorized to deposit money in accordance with the St. Lawrence County Investment Policy, and this policy authorizes the Treasurer to deposit funds, not needed temporarily, in certificates of deposit, Money Market Accounts, United States Treasury Bills, repurchase agreements, and day-of-deposit to day-of-withdrawal savings account, at prevailing interest rates in any bank authorized for the deposit of County funds as per this resolution, and that the County Treasurer may use his/her discretion in selecting any allowable bank under NY General Municipal Law for investment purposes only, up to a limit of \$10,000,000 per bank unless otherwise noted in this policy, a report of such investments must be provided to the Board of Legislators at the subsequent Finance Committee meeting, and

BE IT FURTHER RESOLVED that the total deposits, excluding United States Treasury Bills, are not to exceed the amounts authorized by this resolution, and are to be secured as required by Article 10 of the General Municipal Law and as outlined by the County's Investment Policy.

INVESTMENT POLICY FOR ST. LAWRENCE COUNTY

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment by the County or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the County's investment activities are, in priority order:

- * to conform with all applicable federal, state and other legal requirements;
- * to adequately safeguard principal;
- * to provide sufficient liquidity to meet all operating requirements;
- * to obtain a reasonable rate of return.
- * to make every effort to invest locally.

III. DELEGATION OF AUTHORITY

The County Legislature's responsibility for administration of the investment program is delegated to the County Treasurer, who shall maintain written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a database or records incorporating description and amount of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the St. Lawrence County Legislature to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the County to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI. INTERNAL CONTROLS

It is the policy of the County for all moneys collected by any officer or employee of the government to transfer those funds to the Treasurer within 5 days of deposit, or within the time

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period specified in law, whichever is shorter.

The Treasurer is responsible for establishing and maintaining an internal control structure to provide reasonable assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITORIES

The County Legislature, at its annual organizational meeting each January, shall designate the banks authorized for the deposit of moneys and the maximum amount, which can be deposited at each bank. Additionally, the County Treasurer may select any bank allowable under New York General Municipal Law for investment purposes only, up to a limit of \$10,000,000 per bank, unless otherwise noticed in this policy. Should the Treasurer invest in any bank not already designated at the annual organizational meeting, yet allowable under New York Municipal Law, the Treasurer must provide a report to the Board of Legislators at the monthly Finance Committee following any such investment.

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, all deposits of St. Lawrence County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of eligible securities with an aggregate market value as provided by General Municipal Law, equal to aggregate amount of deposits.

2. By an eligible irrevocable letter of credit issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.

3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEGUARDING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure County deposits together with agreed upon interest, if any, and any costs or expenses arising out of

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the collection or such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events, which will enable the County to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the County, such securities shall be delivered in a form suitable for transfer or with an assignment to the County or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, the County Legislature authorizes the County Treasurer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- * Special time deposit accounts
- * Certificates of deposits
- * Obligations of the United States of America
- * Obligations guaranteed by agencies of the United States
- * Obligations of the State of New York
- * Obligations issued by a municipality, school district or district corporation in New York State, other than the County
- * Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general state statutes governing such entities or whose specific enabling legislation authorizes such investments
- * Through a Deposit Placement Program, certificates of deposit in one or more "banking institutions", as defined in Banking Law Section 9-r;

All investment obligations shall be payable or redeemable at the option of the County within such times as the proceeds will be needed to meet expenditures for purposes for which the monies were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County within two years of the date of purchase. When applying this requirement to repurchase agreements, the repurchase date and not the maturity of the underlying maturity, shall govern.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The County shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments, which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New

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York Federal Reserve Bank, as primary dealers. The Treasurer is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

XII. PURCHASE OF INVESTMENTS

The Treasurer is authorized to contract for or place orders for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.

2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Articles 5G and 3A of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.

3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

4. By utilizing an ongoing investment program with an authorized investment adviser provided that all investments are directed by authorized personnel of the County, all trading partners are authorized by the designated Bank and the investment advisory agreement is approved by the Treasurer.

All purchased obligations, unless registered or inscribed in the name of the County, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Treasurer by the bank or trust company. Any obligation held in custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- * All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- * Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- * Obligations shall be limited to obligations of the United States or guaranteed by agencies of the United States.
- * No substitution of securities will be allowed unless the substitute securities are delivered to an independent custodian for the account of the County before the previously purchased securities are released.
- * The custodian shall be a party other than the trading partner.

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Mr. Acres moved to adopt Resolution No. 124-2020, seconded by Ms. Curran and Mr. Forsythe, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

RESOLUTION NO. 125-2020

SUPPORTING CAPITAL OFF-TRACK BETTING CORPORATIONS EFFORTS TO ALLOW SPORTS WAGING AT ALL DULY LICENSED AND REGULATED OFF-TRACK BETTING BRANCH FACILITIES AND REQUESTING THAT THE NEW YORK STATE LEGISLATURE AND EXECUTIVE PASS LEGISLATION ALLOWING OFF-TRACK BETTING CORPORATIONS TO OFFER SPORTS WAGING

By Mr. Reagen, District 1

WHEREAS, sports wagering is currently lawful in New York State at the four licensed casinos in New York State, and

WHEREAS, New York State has allowed wagering on the sport of horse racing at all licensed off-track betting facilities since the early 1970s, and

WHEREAS, sports wagering, if allowed to be offered at licensed Off-Track Betting (OTB) Corporations would help the OTB meet their statutory responsibility of providing revenue to county government partners by generating much needed new revenue from sports betting and to help support critical county programs, and

WHEREAS, since the inception of OTB, for nearly 50 years, Capital Off-Track Betting has generated more than \$5 million dollars in revenue to St. Lawrence County from wagering on the sport of horse racing, and

WHEREAS, in an era where county governments continue to face unfunded mandates resulting in increased costs at a time counties work hard to meet the New York State imposed tax cap, revenue generated by Off-Track Betting for St. Lawrence County would provide important revenue to operate vital services to seniors, veterans, and all local taxpayers, and

WHEREAS, if sports wagering was approved into New York State law for all Off-Track Betting facilities, local governments would realize increased revenue and would improve the county governments ability to meet its obligations and keep local taxes as low as possible, and

WHEREAS, Capital Off-Track Betting Corporation has more than 30 branch locations within 16 counties and the City of Schenectady, and allowing sports wagering at local Off-Track Betting facilities will produce revenue for St. Lawrence County,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators supports Capital Off Track Betting Corporations efforts to allow sports wagering at all duly licensed and regulated Off-Track Betting branch facilities and requests that the New York State Legislature

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and Executive pass legislation allowing Off-Track Betting Corporations to offer sports wagering, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Griffo, Senator Elizabeth Little, Senator Patty Ritchie, Assemblyman Mark Walczyk, Assemblyman Billy Jones, Assemblyman Robert Smullen, and Assemblyman Ken Blankenbush.

Mr. Reagen moved to adopt Resolution No. 125-2020, seconded by Mr. Burke and Mr. Perkins, and carried by a voice vote with eleven (11) yes votes, one (1) no vote (Leader), one (1) recuse (Terminelli), and one (1) absent (T. Arquiett).

RESOLUTION NO. 126-2020

**AUTHORIZING FILLING OF VACANCIES AND MODIFYING
THE 2020 BUDGET FOR PROBATION**

By Mr. Acres, District 8 and Mr. Haggard, District 10

WHEREAS, Resolution Nos. 281-2008 and 198-2011 implemented a non-essential hiring freeze and created a thirty day delay of filling positions and implemented emergency measures that provided an exception for positions completely funded by an outside source to be filled, respectively in response to the fiscal challenges faced by the County, and

WHEREAS, Resolution No. 222-2015 that affirmed the 2008 hiring freeze and extended the standard delay for filling vacancies to 60 days, and Resolution No. 226-2015 reinstated the Vacancy Review Committee to be inclusive of Legislators and staff to return recommendations for filling vacancies going forward, and

WHEREAS, Resolution No. 369-2019 authorized the continuance of the current vacancy review process with a recommendation that the vacancies continue to be deliberated at each jurisdictional committee, but one resolution be created for all approved positions to be considered at the Regular Board Meeting,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the fill of each of the following vacancies which have been reviewed and recommended to be filled or created and filled by the Vacancy Review Committee:

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<u>Department/Unit:</u>	<u>Title:</u>	<u>Position No.:</u>	<u>Type</u>	<u>Duration</u>	<u>Timeline</u>
Probation	Probation Officer (new)	610000029	FT	Permanent	Immediate
Community Services	Account Clerk (new)	100100042	FT	Temporary	Immediate
Community Services	Account Clerk (new)	100100041	FT	Permanent	Immediate
Social Services	Social Welfare Examiner TA/SNAP	814000015	FT	Permanent	Immediate
Youth Bureau	Secretary I (new)	005100001	FT	Temporary	Immediate
One Stop Career Center	Principal Account Clerk (new)	100300009	FT	Permanent	Immediate

BE IT FURTHER RESOLVED that the following positions be abolished: Position No. 609500009, Probation Assistant; Position No. 003100025, Keyboard Specialist; and Position No. 100100037, Account Clerk.

BE IT FURTHER RESOLVED that Position No. 100100042, Temporary Account Clerk and Position No. 005100001, Secretary I will each be abolished when the position is no longer needed, and

BE IT FURTHER RESOLVED that the Treasurer is authorized to modify the 2020 Budget for Probation, as follows:

INCREASE APPROPRIATIONS:

Q1031401 11000 EM	Q EM Direct Service Workers	\$4,321
Q1031404 44500 EM	Q EM Other Travel Reimbursement	5,000
Q1031404 41102 EM	Q EM Educational Workshops	3,000
Q1031408 81000 EM	Q Retirement	238
Q1031408 83000 EM	Q Social Security	139
Q1031408 84000 EM	Q Workers Compensation	102
Q1031408 86000 EM	Q Hospital & Medical Insurance	<u>3,181</u>
		\$15,981

INCREASE REVENUE:

Q1033105 56000 EM	Q S/A Electronic Monitoring	\$15,981
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BE IT FURTHER RESOLVED that the appointing authorities are authorized to fill the positions as provided for in the resolution.

Mr. Acres moved to adopt Resolution No. 126-2020, seconded by Ms. Curran, Mr. Forsythe, and Ms. Terminelli, and carried by a roll call vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

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RESOLUTION NO. 127-2020

REAPPOINTMENT OF DEMOCRATIC COMMISSIONER OF ELECTIONS

By Mr. Arquiett, District 13

WHEREAS, the term for the Democratic Commissioner of Elections expires on December 31, 2020, and

WHEREAS, the Democratic Committee of St. Lawrence County held a meeting, pursuant to the provisions of the Election Law and rules of the County Committee, and by unanimous vote recommended Jennie H. Bacon as suitable and qualified for re-appointment to the Office of Commissioner of Elections,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators hereby appoints Jennie H. Bacon as the Democratic Commissioner of Elections for a four (4) year term to begin on January 1, 2021 through December 31, 2024.

Ms. Arquiett moved to adopt Resolution No. 127-2020, seconded by Ms. Terminelli, Mr. Perkins, and Ms. Fay, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiett).

RESOLUTION NO. 128-2020

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH PRO-ACT, INC.
EXTENDING THE CONTRACT FOR PHARMACY BENEFIT MANAGEMENT
FOR ST. LAWRENCE COUNTY**

By Mr. Forsythe, District 2; Mr. Lightfoot, District 3;
Mr. Perkins, District 7; and Ms. Curran, District 15

WHEREAS, Resolution No. 66-2017 authorized a contract with Pro-Act, Inc. to provide Pharmacy Benefit Management for St. Lawrence County through May 31, 2020, and

WHEREAS, on January 17, 2020, the County Benefit Consultant, Burnham Benefit Advisors, sent a Request for Proposals (RFP) to six (6) vendors to provide future Pharmacy Benefit Management services to St. Lawrence County, and

WHEREAS, on March 27, 2020, the Healthcare Insurance Committee reviewed the RFP responses and took into consideration factors such as the highest cost savings and the least disruption to members, and

WHEREAS, the Healthcare Insurance Committee unanimously agreed to recommend Pro-Act, Inc. to the Board for consideration of extending the current contract with revised pricing which would result in savings of approximately 10.79% (\$1,574,333) over a three (3) year

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period, and

WHEREAS, Pro-Act, Inc. is willing to implement the new pricing arrangement within thirty (30) days of signing the amendment and prior to the current contract end date of May 31, 2020, resulting in an approximate savings of \$45,000/month,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Pro-Act, Inc., extending the contract to provide Pharmacy Benefit Management for St. Lawrence County, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED that the term of the contract will be through May 31, 2023, and the Chair is authorized to execute up to three (3) optional one-year extensions of this agreement with the same terms and conditions, upon approval of the County Attorney.

Mr. Forsythe moved to adopt Resolution No. 128-2020, seconded by Mr. Perkins and Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

RESOLUTION NO. 129-2020 - WITHDRAWN

CALLING ON THE FEDERAL GOVERNMENT TO TAKE ALL NECESSARY MEASURES TO ENSURE THAT ST. LAWRENCE COUNTY HEALTHCARE WORKERS AND FIRST RESPONDERS RECEIVE THE NEEDED PERSONAL PROTECTIVE EQUIPMENT (PPE)

By Ms. Arquiatt, District 11

WHEREAS, St. Lawrence County is facing a public health crisis unlike any other in recent memory, and

WHEREAS, the COVID-19 pandemic is putting stress on public and private healthcare systems, that are already stretched very thin, and

WHEREAS, St. Lawrence County is seeing a spike in COVID-19 cases and is taking unprecedented steps at slowing down the rate of infections, and

WHEREAS, our healthcare workers and first responders are on the front lines of this pandemic and need Personal Protection Equipment (PPE), which are in such short supply, and

WHEREAS, healthcare workers are putting themselves in personal danger while providing a lifesaving service, and

WHEREAS, healthcare workers deserve the best for our public dollars,

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NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators calls on the Federal Government to take all necessary measures to ensure that St. Lawrence County healthcare workers and first responders receive the needed Personal Protective Equipment (PPE), and

BE IT FURTHER RESOLVED that the Board of Legislators calls on the Federal Government to assure that workers get PPEs that are needed to protect patients and themselves, including instituting a national supply chain, emptying the Federal stockpile, banning exports of PPE already in the United States, and using the Defense Production Act to require additional manufacturing, and

BE IT FURTHER RESOLVED that these workers and their facilities receive the funding needed now and in the future, so that the County can handle any public health issue that may come our way, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to US Senator Chuck Schumer, US Senator Kristen Gillibrand, US Congresswoman Elise Stefanik, Governor Andrew Cuomo, Senator Joseph Griffo, Senator Elizabeth Little, Senator Patty Ritchie, Assemblyman Mark Walczyk, Assemblyman Billy Jones, Assemblyman Robert Smullen, and Assemblyman Ken Blankenbush.

Ms. Arquiatt moved to adopt Resolution No. 129-2020, seconded by Mr. Burke.

Ms. Curran moved to amend the resolution to include calling on the State of New York along with the Federal Government, seconded by Mr. Burke.

Mr. Perkins made a friendly amendment to include ventilators to remain in St. Lawrence County.

Ms. Arquiatt said she will withdraw the resolution, and Mr. Burke agreed to withdraw his second.

Ms. Curran withdrew her amendment to the resolution, and Mr. Burke withdrew his second to the amendment.

COUNTY ADMINISTRATOR'S REPORT: Ms. Doyle said April is designated as Child Abuse Prevention Month, and the Child Advocacy Center of Northern NY has planted pinwheels around the County representing seeds of hope and representing the number of cases for 2019 in the tri-County location.

Bring Your Child to Work Day will be postponed due to the circumstances at this time.

There will be a discussion tomorrow regarding transportation and the possibility of suspending transit buses.

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New York State has designated the County Attorney, Sheriff, and County Administration as the enforcement component to COVID-19 to stress the importance of social distancing, and to take action on complaints received by the State.

St. Lawrence County will extend the date of the State of Emergency to May 14th.

Ms. Doyle said she reached out to BOCES for an opportunity to partner with them in seeking the use of their unused laptops on loan for County staff to be able to work from home during this time.

April is National Public Health Week, and Ms. Doyle requested using some of the employee recognition funds to recognize Public Health's ongoing effort.

COMMITTEE REPORTS: There were no Committee Reports.

OLD/NEW BUSINESS: Mr. Acres said this is an unprecedented time for the dairy industry since the COVID-19 virus hit. One hundred trailer loads of milk a day are being dumped in the northeast. A resolution may come forward in the future.

Mr. Lightfoot said Governor Cuomo said he would deploy the National Guard to round up ventilators and PPEs not being used throughout the counties. He believes the Governor has received strong messages from county administrators and boards that this is a bad idea. He has since rejected this idea, and will be dealing directly with hospitals to see what can be provided.

Mr. Acres moved to go to Executive Session at 8:29 p.m., to discuss litigation, negotiations, personnel and appointments, seconded by Mr. Perkins and Mr. Forsythe, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

EXECUTIVE SESSION

Ms. Terminelli moved to go to Open Session at 8:55 p.m., seconded by Mr. Acres, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt).

APPOINTMENTS/REAPPOINTMENTS

Mr. Denesha moved to appoint the following individual to the Planning Board (Term to Expire: 12/31/2020), seconded by Mr. Acres, Mr. Forsythe, and Ms. Curran, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt):

Pricilla Darling, 216 Irish Hill Road, Oswegatchie, 13670

Mr. Sheridan moved to reappoint the following individual to the Community Services Board (Term to expire: 12/31/2024), seconded by Mr. Reagen, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt):

Dr. Kristine Weber, DNP, RN, 308 Proctor Avenue, Ogdensburg 13669

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Mr. Sheridan moved to reappoint the following individual to the Community Services Office of Mental Health Subcommittee, (Term to Expire: 12/31/2024), seconded by Mr. Forsythe, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt):

John Mikolay, 442 Hunter Road, Lisbon 13658

Mr. Sheridan moved to reappoint the following individual to the Community Services Office of People with Developmental Disabilities (OPWDD) Subcommittee (Term to Expire: 12/31/2023), seconded by Ms. Terminelli, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt):

Heather Wenzel, 241 Wilson Road, St. Regis Falls 12980

Mr. Acres moved to reappoint the following individuals to the Recreational Trails Advisory Board (Terms to expire: 12/31/2022), seconded by Mr. Forsythe and Mr. Perkins, and carried by a voice vote with thirteen (13) yes votes, and one (1) absent (T. Arquiatt):

Danny Collins, Post Office Box 331, Hannawa Falls 13647

Bill Dashnaw, 65 McBath Road, Ogdensburg 13669

Janice Lutz, 2068 State Highway 812, Gouverneur 13642

Spencer Thew, Post Office Box 459; South Colton 13617

CHAIR'S APPOINTMENTS: Chair Lightfoot appointed Mr. Arquiatt (Chair), Ms. Arquiatt, Mr. Fay, Mr. Perkins, and Ms. Terminelli to a Search Committee for the Vacated Seat of District 10 of the St. Lawrence County Board

ADJOURNMENT: Chair Lightfoot adjourned the April Full Board Meeting at 9 p.m., as there was no further business.