

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

ROLL CALL: All Legislators were present.

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

APPROVAL OF THE AGENDA: Ms. Curran moved to approve the agenda, seconded by Ms. Arquiett, and carried by a voice vote with fifteen (15) yes votes.

APPROVAL OF MINUTES: Mr. Forsythe moved to approve the March 4th Full Board and March 18th Special Board meeting minutes, seconded by Mr. Denesha, and carried by a voice vote with fifteen (15) yes votes.

COMMUNICATIONS: The Deputy Clerk read the following correspondence:

1. A card was received from Legislator Tony Arquiett to fellow Legislators, County Administrator, Department Heads and Staff thanking everyone for the floral arrangement and attendance at his father's services. He said the support through this difficult time is greatly appreciated and will always be remembered.
2. A resolution was received from the Village of Potsdam encouraging the New York State Governor, State Assembly, and State Senate to consider the consequences of the proposed reduction of AIM for Local Governments and propose such funding be replaced in the Budget.
3. A resolution was received from the Town of Hopkinton supporting the construction of the Canton-Potsdam bypass.
4. Two resolution were received from each the Town of Arietta and the Adirondack Park Local Government Review Board: A resolution calling on local governments to stand together with a plan to provide cell coverage for all NYS residents and visitors and a resolution in support of snowmobiling and increasing snowmobile trail miles in the Adirondacks.

CITIZEN PARTICIPATION:

Carl St. Denny, Rennselaer Falls, said they moved the voting poll place from Rennselaer Falls to the Fire Station in Canton and there was no parking available at the time he went to vote. He also said the cable at his house in not working correctly as the trees have grown up around the wires, and the price of gas is higher here than anywhere else.

Kevin Beary, Colton, said he would like to comment on the resolution declaring April as sexual assault awareness month. He said the resolution states statistics that he does not believe are accurate. He said to approve this resolution would promote the notion that in the United States that rape is pervasive and routine.

Joe Russell, Canton, said he is the business owner of a gun shop and is in a unique position to meet many people. He sees people who quickly pass the background checks, are gainfully employed and are good citizens yet still get restrictions on their licenses. This makes them feel

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like a second class citizen in this County, and that their rights have been taken away. People are leaving this State because of the SAFE Act and the restriction.

Ann McLaughlin, Pierrepont, said today Canada opened the first cannabis store, and New York State announced that cannabis legalization will not be included in the budget. She said she hopes this is not the end of the discussion to legalize cannabis. In the wellness industry, people want alternatives to narcotics and other drugs. She asked the Legislators to do their due diligence and learn about the benefits of cannabis so when the time comes they will be prepared to vote to legalize cannabis.

Michael Renzo, St. Lawrence University Student, said there is no Bill in the Bill of Rights that cannot be abridged. St. Lawrence County is ranked one of the poorest counties in New York State where there are many peoples, including children, going hungry. He said he does not think our decision to file an amicus brief will have much of an impact, and there are larger problems in the County that must be solved before we discuss an issue that will have little to no impact on what the Courts will decide.

Patrick Green, Lisbon, said he served the Legislators last week with papers that began "We the People..." and that is the first step to take for his grievances to be heard. He said he is expecting a return. He said the Legislators do not hold their oath to the Constitution. Governor Cuomo and the people in control do not even think about what the citizens say. We, the People, have a right to speak and Governor Cuomo is in an open rebellion against the Constitution. St. Lawrence County and the townships have the right to follow the Constitution of the United States. We should stand up against the government who is in open rebellion and take back our Country.

PRESENTATION OF RESOLUTIONS:

RESOLUTION NO. 190-2019

ADOPTING THE LEGAL ARGUMENTS OF THE AMICUS BRIEF FILED BY THE STATE OF LOUISIANA ON BEHALF OF NUMEROUS SIMILARLY SITUATED STATES FOR INCLUSION IN AN AMICUS CURIAE BRIEF TO BE FILED IN THE MATTER OF THE NEW YORK STATE RIFLE AND PISTOL ASSOCIATION, INC. ET. AL V. THE CITY OF THE NEW YORK, STATE OF NEW YORK ET. AL. CURRENTLY PENDING BEFORE THE UNITED STATES SUPREME COURT

By Mr. Acres, Chair, Finance Committee

WHEREAS, on March 18th, 2019, the Board of Legislators directed the County Attorney, as a member of the United States Supreme Court Bar, to review the briefs filed in the matter of *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al.* and make a determination whether to file a brief to be considered as amicus or join in the filing of a previously filed amicus brief in the matter of *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al.*, currently pending before the United States Supreme Court on grant of petition of certiorari, and

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WHEREAS, the County Attorney has reviewed the petitions of the respective parties, as well as the amicus briefs, filed by the respective amicus curiae, and

WHEREAS, among the briefs reviewed by the County Attorney was a brief filed by the States of Wisconsin, Michigan, Arizona, Texas, Arkansas, Montana, West Virginia, Idaho, Kansas, Oklahoma, South Carolina, Utah, Georgia, Kentucky, Tennessee, Alabama, Mississippi, and Louisiana (hereinafter referred to as the 'States'), as Amicus Curiae, supporting the petition of the New York State Rifle and Pistol Association, Inc. and

WHEREAS, the amicus brief filed by the various States through the State of Louisiana, has asserted several legal arguments, among them: First, that the 2nd Circuit Court of Appeals applied an incorrect standard in denying the relief sought by the New York State Rifle and Pistol Association at the appellate level; and second, that the New York City regulations, stemming from the New York State Penal Law pistol licensing statutes, violates the United States Constitutional Right to Travel, the Constitutional protections afforded Interstate Commerce, and the 2nd Amendment Right to Bear Arms, and

WHEREAS, the arguments posited by the State of Louisiana (on behalf of the various States) are arguments that the constituents of St. Lawrence County share as similar restrictions applied to pistol licenses in New York City are also applied to pistol licenses issued in St. Lawrence County, and

WHEREAS, the restrictions limiting a pistol applicant from traveling anywhere with their pistol or revolver other than designated hunting and firing ranges, is an extension of the legal interpretation of the courts of New York that an individual must seek permission of the State of New York for permission to own a pistol in their home, furthering the practiced belief of the State of New York that ownership and use of a pistol, even within one's own home, is a privilege rather than a right (See attached Exhibit #1, "Carry Concealed Information Sheet" provided to all Pistol License Applicants in St. Lawrence County justifying the placement of restrictions), and

WHEREAS, based upon its interpretation of New York State law, the Courts of the State of New York have determined that Penal Law § 400.00 et. al. is the "exclusive statutory mechanism for the licensing of firearms in New York State", and

WHEREAS, pursuant to the Penal Law § 400.00(2), "A license for a pistol or revolver, other than an assault weapon or a disguised gun, shall be issued to (a) have and possess in his dwelling by a householder; (b) have and possess in his place of business by a merchant or storekeeper; (c) have and carry concealed while so employed by a messenger employed by a banking institution or express company; (d) have and carry concealed by a justice of the supreme court in the first or second judicial departments, or by a judge of the New York city civil court or the New York city criminal court; (e) have and carry concealed while so employed by a regular employee of an institution of the state, or of any county, city, town or village, under control of a commissioner of correction of the city or any warden, superintendent or head keeper of any state prison, penitentiary, workhouse, county jail or other institution for the detention of persons convicted or accused of crime or held as witnesses in criminal cases, provided that application is

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made therefor by such commissioner, warden, superintendent or head keeper; (f) have and carry concealed, without regard to employment or place of possession, by any person when proper cause exists for the issuance thereof...”, and

WHEREAS, in New York State, a license to carry a firearm must be issued by the local licensing authority which is defined under Penal Law §265.00 (10), “Licensing officer” means in the city of New York the police commissioner of that city; in the county of Nassau the commissioner of police of that county; in the county of Suffolk the sheriff of that county except in the towns of Babylon, Brookhaven, Huntington, Islip and Smithtown, the commissioner of police of that county; for the purposes of section 400.01 of this chapter the superintendent of state police; and elsewhere in the state a judge or justice of a court of record having his office in the county of issuance, and

WHEREAS, the Board of Legislators has long been concerned with the manner in which Pistol Licensing occurs in St. Lawrence County, specifically with respect to the addition of restrictions on travel on licenses, and

WHEREAS, in 2008, the Supreme Court of the United States issued the landmark ruling in *District of Columbia v. Heller*, which announced the Second Amendment protects an individual right to possess a firearm unconnected with service in a militia, and to use that arm for traditionally lawful purposes, such as self-defense within the home, and

WHEREAS, the *Heller* Court held that the individual right to bear arms, as codified in the Constitution, was a pre-existent right, not dependent on the permission of the government, as that right, through codification, “shall not be infringed,” and

WHEREAS, despite the clear language of *Heller* and decision in *McDonald v. City of Chicago, Illinois*, States such as New York have continued to require its citizens to apply for permission to possess a pistol, rather than start from the operative clause presumption, that the right is fundamental and individual, and may not be restricted in that fashion, and

WHEREAS, the State of New York pistol licensing process, as contained in Penal Law §400.00, and as applied by the Licensing Officers listed in Penal Law § 265.00, violates the plain language of *Heller* and of *McDonald*, and

WHEREAS, the St. Lawrence County Board of Legislators, since 2015, has passed a local law and several resolutions seeking to challenge the placement of restrictions by local licensing authorities on the issuance of pistol licenses for pistol license applicants, recognizing the constitutional supremacy of the *Heller* decision over the legal restrictions imposed by the local licensing authority and licensing scheme established by the State of New York, and

WHEREAS, in light of the Supreme Court of the United States’ decision to grant certiorari to the *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al* case, the Board of Legislators believes there may be an opportunity to join the action as amicus for the purposes of asserting the rights of the citizen’s the Board represents, and

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WHEREAS, the Board of Legislators wishes to express its position with respect to the filings of the various States, and

WHEREAS, the privileges and immunities of the citizens of the United States of America and of the State of New York are to be ardently protected and secured by the respective governmental bodies of all such bodies, and

WHEREAS, the due process of law must be provided to each and every such citizen especially to matters of constitutional and ancient rights and liberties, and

WHEREAS, the ancient right and liberty to keep and bear arms is such a right and liberty, as being specifically recognized and duly adopted by the Second Amendment of the Constitution of the United States deserving to be so fully secured and protected, and

WHEREAS, the Second Circuit Court of Appeals of the United States has determined in *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al* that the right and liberty to keep and bear arms as set forth under the Second Amendment is subject to the restrictions placed thereupon and in infringement thereto by the Police Department of the City Of New York, State of New York, being a law enforcement agency and not an elected body of the citizens of any body politic, thereby giving the force of law to said restrictions and infringements, and

WHEREAS, the Supreme Court of the United States has undertaken to review the lawfulness and validity of the recited determination of the Second Circuit and it being the determination of this representative body being a legislature of the People of St. Lawrence County, State of New York the same being created under the Constitution of the State of New York as ratified by the People of the State of New York that the recited determination of the Second Circuit constitutes an unlawful and invalid infringement upon the ancient and constitutional right and liberty of the citizens of the United States to keep and bear arms as announced in the Second Amendment of the Constitution of the United States,

NOW, THEREFORE, BE IT RESOLVED the Board of Legislators adopts the legal arguments of the amicus brief filed by the State of Louisiana on behalf of numerous similarly situated states for inclusion in an Amicus Curiae Brief to be filed in the matter of the New York State Rifle and Pistol Association, Inc. et. al v. the City of New York, State of New York et. al. currently pending before the United States Supreme Court, and

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to the State of Louisiana Solicitor General for review and inclusion in the Amicus Curiae Brief to be filed by the State of Louisiana on behalf of the various States, and

BE IT FURTHER RESOLVED that the County Attorney for St. Lawrence County shall render aid, where possible and practicable, to the various States listed as Amicus Curiae in the pending United States Supreme Court case of the New York Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al.

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Mr. Acres moved to adopt Resolution No. 190-2019, seconded by Mr. Forsythe.

Mr. Arquiett said that he supports the language in the resolution, and that he is a strong supporter of the Second Amendment, but the County Attorney and a fellow Legislators who is an attorney do not agree on this so he is requesting to seek further legal advice for an interpretation of whether St. Lawrence County is authorized to file this brief.

Ms. Terminelli said she also is a supporter of the Second Amendment, but the ruling by the Supreme Court will determine restrictions pertaining to New York City. She said it does not pertain to St. Lawrence County at this time, and because of this she cannot agree to spend taxpayer dollars for the cost that will be associated with filing the brief.

Mr. Haggard said he is in full support of legitimate gun owner rights and the Second Amendment, and he believes that these rights should not be abridged in any way. He does not agree that the County has the authority to adopt this resolution to file the proposed amicus brief, and requests a legal opinion be obtained from New York State Association of Counties.

Mr. Burke said the issue for him is the relevance of a New York City law for St. Lawrence County. The restriction of transporting guns in New York City has no relevance to the people of St. Lawrence County. He does not support this.

Ms. Curran said there is no doubt that the Second Amendment is important to all the Legislators and the citizens of St. Lawrence County. She said pistol permits not being issued the way they should be is part of this law that is being challenged. The Constitution gives us the right to bear arms and it is something we are charged with withholding. She said there are many other counties filing, so we are on good ground.

Mr. Sheridan said being involved with this amicus brief will shed light on our own restrictions in this County. He will vote in favor of this resolution tonight because a majority of the people he represents are strong supporters of the Constitution, and in particular believe in the Second Amendment. The right to bear arms shall not be infringed.

Mr. Perkins said he said he cannot attest to the legality of the brief, but he does believe there is a relevance as Judge Richards has cited the New York City law in his restrictions on pistol licensures. He said he does have concerns with the cost to the taxpayers. He asked the County Attorney how much time this would require. Mr. Button said the amount of time and cost in preparing an amicus brief would be fairly significant, but acting as an advisory would be significantly less.

Mr. Denesha said he is in support of this resolution. He said this is an issue in St. Lawrence County, and the SAFE Act and restriction has a lot to do with what happens in other states, not just what happens in New York State or New York City.

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Mr. Reagen recognized Tom Nichols.

Mr. Forsythe recognized Patrick Green.

Mr. Burke recognized Joe Russell.

Mr. Lightfoot asked to be added as a co-sponsor to this resolution.

Resolution No. 190-2019 was adopted by a roll call vote with eleven (11) yes votes, and four (4) no votes (T. Arquiatt, Terminelli, Haggard, and Burke).

Chair Lightfoot called a short recess at 7:32 p.m., and the meeting resumed at 7:35 p.m.

IMPORTANT

Carry Conceal Information Sheet

Penal Law Section 400.00.2(f) sets for the a type of pistol license that allows a licensee to “have and carry concealed, without regard to employment or place of possession, by any person when proper cause exists for the issuance thereof.” “Proper cause” has been held to mean that the license applicant must demonstrate “a special need for self-protection distinguishable from that of the general community or of persons engaged in the same profession.” Matter of Klenosky v. New York City Police Dept. 75 AD 2d 793 as cited in Matter of Brando v. Sullivan 260 AD 2d 691 at 693 (2002). Also see Matter of Kaplan v. Bratton 249 AD 2d 199 (1998)

In Matter of Kaplan the Court cited police department regulations that set forth the requirements of establishing “proper cause.” The Kaplan court at page 201 held the license applicant was require to show “extraordinary personal danger documented by proof of recurrent threats to life or safety.” The fact that a license applicant may live or work in high crime area does not establish “proper cause” for a full carry concealed permit.

A general fear for safety without any documented instances of threats, attacks or extraordinary danger will not establish “proper cause.” In the Matter of Klenosky, supra, “proper cause” was cited a “such an unusual circumstance as to warrant issuance of a permit to carry a concealed pistol.” Id at 793-794

THE BURDEN IS ON THE APPLICANT TO ESTABLISH “PROPER CAUSE” FOR THE ISSUANCE OF A “FULL CARRY” PERMIT UNDER PENAL LAW SECTION 400.00.2 (f). See Matter of Eddy v. Kirk 195 AD 2d 1009 at 1011 (1993).

The power of County Court to issue pistol licenses has been held by higher Courts not only to be the power to determine “proper cause” but also includes the power to restrict the use of a license to the purposes that justified its issuance. See Matter of O’Brien v. Keegan 87 NY 2d 436 at 439 citing Matter of O’Connor v. Scarpino 83 NY 2d 919, 931.

In the Matter of VanVorse v. Teresi 257 AD 2d 938, 939 (1999) the Court sited O’Brien, supra, stating “a licensing officer possesses the extraordinary authority to cancel, revoke, or

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restrict the license if the license holder has not demonstrated proper cause for continuing the unrestricted license.

A licensing officer (County Court) has broad discretion to determine whether “proper cause” exists to issue a carry-concealed pistol license.

Thus, unrestricted full carry concealed pistol licenses will not be issued unless the applicant/licensee can establish “proper cause”. Carry concealed licenses can be issued with restrictions limited to the reasons for the license, i.e. hunting, trapping, target shooting.

Operations Committee: 3-11-2019

RESOLUTION NO. 110-2019

**AUTHORIZING THE CHAIR TO SIGN AN AGREEMENT WITH SIRIUS
COMPUTER SOLUTIONS, INC. FOR INFORMATION TECHNOLOGY
GENERAL SERVICE AND SUPPORT**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, St. Lawrence County would like to obtain access to Information Technology general service and support on an as needed basis from Sirius Computer Solutions, Inc., and

WHEREAS, IT may engage the professional services of Sirius engineers for further detailed and complex technological projects involving servers, networking, email, and security initiatives, and

WHEREAS, it is in the best interests of St. Lawrence County to enter into a Work Authorization Agreement that outlines the responsibilities of both parties prior to work being requested, and

WHEREAS, the hourly rates for service are \$215 weekday during business hours and \$260 weekends and after business hours (CD016804 43007), and

WHEREAS, this Agreement does not obligate the County to submit any orders for services and will be in effect for two (2) years from the date of the agreement,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign an Agreement with Sirius Computer Solutions, Inc. for information technology general service and support, upon approval of the County Attorney.

Mr. Denesha moved to adopt Resolution No. 110-2019, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes.

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Operations Committee: 3-11-2019

RESOLUTION NO. 111-2019

MODIFYING THE 2019 BUDGET FOR THE OFFICE OF EMERGENCY SERVICES FOR FY18 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT

By Mr. Denesha, Chair, Operations Committee

WHEREAS, Resolution No. 375-2018 authorized accepting the FY18 SHSP Grant in the amount of \$184,946 from the New York State Division of Homeland Security with a contract period of September 1, 2018 through August 31, 2021, and

WHEREAS, Resolution No. 454-2018 authorized \$46,237 of the total amount of the grant to be awarded to law enforcement agencies to assist law enforcement terrorism prevention activities, and was budgeted within the 2019 Sheriff's Office Budget,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for the Office of Emergency Services for FY18 State Homeland Security Program (SHSP) Grant, as follows:

DECREASE APPROPRIATIONS:

X2Z36404 43007 18HS X Other Fees and Services 18HS \$46,237

DECREASE REVENUE:

X2Z43895 57000 HSEC X FA HSEC Federal Aid \$46,237

Mr. Denesha moved to adopt Resolution No. 111-2019, seconded by Ms. Curran, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 112-2019

MODIFYING THE 2019 BUDGET FOR THE OFFICE OF EMERGENCY SERVICES FOR THE FY18/19 PSAP GRANT

By Mr. Denesha, Chair, Operations Committee

WHEREAS, Resolution No. 344-2018 authorized a FY18/19 PSAP Grant in the amount of \$200,279 from the New York State Division of Homeland Security with a contract period of January 1, 2019 through December 31, 2019, and

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WHEREAS, there has been a budget modification to the grant to include contractual expenses,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget of the Office of Emergency Services for the FY18/19 PSAP Grant, as follows:

DECREASE APPROPRIATIONS:

X2Z36402 25000 PSAP	X Technical Equipment PSAP	\$7,897
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INCREASE APPROPRIATIONS:

X2Z36404 43007 PSAP	X Other Fees and Services PSAP	\$7,897
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Mr. Denesha moved to adopt Resolution No. 112-2019, seconded by Mr. Forsythe and Mr. Perkins, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 113-2019

**MODIFYING THE 2019 BUDGET FOR EMERGENCY SERVICES
FOR FY17 HOMELAND SECURITY GRANT**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, an allocation of unspent funds from the FY17 Homeland Security Grant that should have rolled over at the start of the fiscal year was inadvertently budgeted in the 2019 Budget, and

WHEREAS, a correction is needed now that the rollover has been completed,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer's Office to modify the 2019 Budget for Emergency Services for FY17 Homeland Security Grant as follows:

DECREASE APPROPRIATIONS:

X2Z36404 42302 17HS	Other Phone Charges	\$11,352
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INCREASE APPROPRIATIONS:

B1019904 49700	B SPEC Contingency Account	\$11,352
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Mr. Denesha moved to adopt Resolution No. 113-2019, seconded by Ms. Terminelli and Ms. Curran, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 114-2019

**AUTHORIZATION TO FILL A DISPATCHER POSITION
IN EMERGENCY SERVICES**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, on August 4, 2008, the St. Lawrence County Board of Legislators adopted Resolution No. 281-2008, which implemented a non-essential services hiring freeze, and

WHEREAS, the Board of Legislators reinstated the Vacancy Review Committee on August 13, 2015, which authorized the Committee to review all position requests and make recommendations to the Board of Legislators, and

WHEREAS, this vacancy has been reviewed and recommended by the Vacancy Review Committee to be filled, and now requires approval by the full Board of Legislators, and

WHEREAS, Position No. 612100021, Dispatcher, was vacated on February 15, 2019, due to resignation, and

WHEREAS, the Emergency Services Department requires the use of full time staff to fill positions in the dispatch center, and

WHEREAS, this position would fill a vacancy in our full time staffing compliment,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Director of Emergency Services to immediately fill Position No. 612100021, Dispatcher, in Emergency Services.

Mr. Denesha moved to adopt Resolution No. 114-2019, seconded by Mr. Forsythe, Ms. Arquiatt, and Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 115-2019

PROCLAIMING EARTH DAY IN ST. LAWRENCE COUNTY

By Mr. Denesha, Chair, Operations Committee

WHEREAS, the Board of Legislators has traditionally emphasized the preservation and

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improvement of the quality of the natural and man-made environment within the County, and

WHEREAS, since its establishment by the Board of Legislators in 1971 the Environmental Management Council (EMC) Advisory Board 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", celebrated each year on April 22, 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, 2019 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. 115-2019, seconded by Ms. Curran, Mr. Fay, and Ms. Terminelli, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 116-2019

DESIGNATING APRIL 2019 AS FAIR HOUSING MONTH

By Mr. Denesha, Chair, Operations Committee

WHEREAS, April 11, 2019 marks the 51st Anniversary of signing 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 its inception in 1991, the St. Lawrence County Fair Housing 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 2019 as Fair Housing Month, and

BE IT FURTHER RESOLVED the Board of Legislators commemorates the 51st anniversary of the passage of the Fair Housing Act, and reaffirms its commitment to promote equal housing so that all County residents are given the opportunity to live in safe, decent

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housing of their choice.

Mr. Denesha moved to adopt Resolution No. 116-2019, seconded by Mr. Fay and Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 117-2019

**AUTHORIZING THE AUTHORIZED ORGANIZATION REPRESENTATIVE (AOR)
TO SIGN APPLICATIONS FOR FEDERAL ASSISTANCE (SF-424)**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, Grants.gov is the primary online portal for applications for Federal grants, and

WHEREAS, Grants.gov requires that individuals be designated as “Authorized Organizational Representative” to create and submit applications through Grants.gov, and

WHEREAS, it further requires that an AOR also sign Applications for Federal Assistance (FS-424),

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Authorized Organization Representative (AOR) to sign applications for Federal Assistance (SF-424).

Mr. Denesha moved to adopt Resolution No. 117-2019, seconded by Ms. Curran and Ms. Terminelli, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 118-2019

**AUTHORIZING ST. LAWRENCE COUNTY TO APPLY FOR
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, funds are available from the New York State Office of Community Renewal (OCR) to provide for housing activities under the Community Development Block Grant (CDBG) Program, and

WHEREAS, applicants for CDBG funds must be units of local government, specifically

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including counties, and

WHEREAS, the Planning Office has experience in preparing CDBG applications and in the administration of the programs,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes St. Lawrence County to apply for Community Development Block Grant funds, and

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the County Planning Office to prepare an application for funding, and

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Chair to sign the necessary application documentation, and

BE IT FURTHER RESOLVED upon grant being awarded, the Board of Legislators authorizes the County Planning Office to perform all necessary activities to secure CDBG funds, and

BE IT FURTHER RESOLVED upon grant being awarded, the Board of Legislators authorizes the Chair to sign the necessary documentation and contract, subject to review and approval by the County Attorney, to secure those funds, and

BE IT FURTHER RESOLVED upon grant being awarded, the Board of Legislators authorizes the County Planning Office to engage in requisite activities to provide grant administration and program delivery services, both which are reimbursable through the grant, and to close out this grant as may be required, and

BE IT FURTHER RESOLVED upon grant being awarded, and grant administration and program delivery continue into subsequent fiscal years, the Board of Legislators authorizes the Treasurer to roll-over both appropriation and revenue accounts at the end of the prior fiscal year.

Mr. Denesha moved to adopt Resolution No. 118-2019, seconded by Ms. Curran, Ms. Terminelli, Mr. Acres, and Mr. Reagen, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 119-2019

**AUTHORIZATION TO FILL A REGISTERED PROFESSIONAL NURSE POSITION
IN THE SHERIFF'S OFFICE CORRECTIONAL DIVISION**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, on August 4, 2008, the St. Lawrence County Board of Legislators adopted Resolution No. 281-2008, which implemented a non-essential services hiring freeze, and

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WHEREAS, the Board of Legislators reinstated the Vacancy Review Committee on August 13, 2015, which authorized the Committee to review all position requests and make recommendations to the Board of Legislators, and

WHEREAS, this vacancy has been reviewed and recommended by the Vacancy Review Committee to be filled, and now requires approval by the full Board of Legislators, and

WHEREAS, Position No. 501000066, Registered Professional Nurse/Correctional, will become vacant on March 1, 2019, due to a resignation in the Sheriff's Office Correctional Division, and

WHEREAS, it has been determined through discussion with the Sheriff the need to backfill this resignation position with a Registered Professional Nurse/Correctional, and

WHEREAS, this position is included in the 2019 Budget, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Sheriff to immediately fill Position No. 501000066, Registered Professional Nurse/Correctional, in the Sheriff's Office Correctional Division.

Mr. Denesha moved to adopt Resolution No. 119-2019, seconded by Ms. Curran and Ms. Terminelli, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 120-2019

**MODIFYING THE 2019 BUDGET FOR THE PROBATION DEPARTMENT
FOR RECORDS MANAGEMENT**

By Mr. Denesha, Chair, Operations Committee

WHEREAS, the Probation Department has been working to image records that are required to be maintained, and when possible, clean out records not required to be maintained, and

WHEREAS, in January 2019 there was a significant amount of microfilming and imaging completed by the Department, and

WHEREAS, the budget for records management is located in the County Administrator's Budget for all departments, and requires modification to settle a remaining bill,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for the Probation Department for records management, as

April 1, 2019

follows:

DECREASE APPROPRIATIONS:

B1019904 49700 B SPEC Contingency Account \$5,748

INCREASE APPROPRIATIONS:

Q1031404 43006 Q Document Management \$5,748

Mr. Denesha moved to adopt Resolution No. 120-2019, seconded by Ms. Arquiett, Ms. Curran, and Mr. Acres, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 121-2019

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 violence, and

WHEREAS, the 2019 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 the “I Ask” is the statement by 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

April 1, 2019

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,

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. 121-2019, seconded by Mr. Haggard, Ms. Arquiatt, and Ms. Curran.

Mr. Acres moved to amend the resolution by removing the 7th whereas, seconded by Mr. Fay. Following discussion, Mr. Acres withdrew his motion, and Mr. Fay withdrew his second.

Mr. Leader moved to amend the resolution by removing the portion of the 7th whereas that states “with nearly 1 in 5 women and 1 in 67 men in the United States have been victim of rape or attempted rape at some point in their lifetime,” seconded by Mr. Acres, and carried unanimously by a voice vote with fifteen (15) yes votes.

Resolution No. 121-2019 was adopted unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 3-11-2019

RESOLUTION NO. 122-2019

**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, for St. Lawrence County to consolidate efforts of collection work under one contract with Falcon Recovery Systems, LLC, 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

April 1, 2019

WHEREAS, in 2017 bad debt accounts were \$7,897 for drug testing fees and \$10,752 for supervision fees for a total of \$18,649, written off last year by Resolution No. 135-2018, and

WHEREAS, in 2018 bad debt accounts from 2012, six (6) years uncollectible, were \$7,506 for drug testing fees and \$9,264 for supervision fees, for a total of \$16,770,

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

DECREASE CONTRA ASSET ACCOUNT:

01TG0389 501Q0	T Allowance for Receivables Probation	\$16,770
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DECREASE ASSET ACCOUNT:

01TG0380 501Q0	T Q0 Accounts Receivable	\$16,770
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Mr. Denesha moved to adopt Resolution No. 122-2019, seconded by Mr. Forsythe and Ms. Curran, and carried by a voice vote with fourteen (14) yes votes, and one (1) no vote (Acres).

Operations Committee: 3-11-2019

RESOLUTION NO. 123-2019

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH THE RURAL LAW CENTER OF NEW YORK FOR INDIGENT APPELLATE REPRESENTATION

By Mr. Denesha, Chair, Operations Committee

WHEREAS, St. Lawrence County currently funds appellate representation for indigent criminal and family court litigants for assignments from the Appellate Division, Third Department, and the St. Lawrence County Court Judges, for appeals from local courts to County Court, and

WHEREAS, the Rural Law Center (RLC) of New York is a non-profit, 501 (c) (3), legal services organization that provides legal services to low income New Yorkers residing in rural counties, and

WHEREAS, since 2014, the RLC has worked in collaboration with the New York State Bar Association's Committee on Courts of Appellate Jurisdiction, as the Committee created a unique Pro Bono Appeals Program that provides attorneys for appellate services in the Third and Fourth Judicial Department which includes work for St. Lawrence County, and

WHEREAS, Resolution No. 81-2014 established the relationship with the RLC and

April 1, 2019

Resolution No. 161-2017 authorized the continuation of their work at a reduced amount conscious of the change in caseloads at that time, and

WHEREAS, the RLC has experienced appellate attorneys on staff with extensive criminal and family law appellate expertise, and employs experienced appellate support staff capable of providing high quality appellate representation for up to 45 appeals per year at an annual total cost to St. Lawrence County (IA011704 430AC) of \$112,500,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with the Rural Law Center of New York for the provision of indigent appellate representation, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED that St. Lawrence County will pay the Rural Law Center \$112,500 for the provision of appellate services with payments being made in quarterly installments of \$28,125 with continued quarterly reports continuing to be provided to the County Administrator for one year with two, one (1) year extensions with annual review and adjustment to the number of appeals and appropriations, and

BE IT FURTHER RESOLVED that additional appellate work regarding parole may be a future inclusion in this agreement and a resolution will be brought forward for consideration of amending the agreement under the new funding from New York State.

Mr. Denesha moved to adopt Resolution No. 123-2019, seconded by Mr. Acres and Ms. Curran, and carried by a voice vote with fourteen (14) yes votes, and one (1) abstention (T. Arquiett).

Services Committee: 3-18-2019

RESOLUTION NO. 124-2019

**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, contracts for the Preschool Special Education Program cover the following services: Center-Based Program (PP040504 46502), Special Education Itinerant Teacher (SEIT) (PP040504 47700), Evaluation (PP040504 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, 2019 through June 30, 2020,

April 1, 2019

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. 124-2019, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 125-2019

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH FOR THE RABIES PROGRAM

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Department of Public Health has received notification of a grant award (Contract #C32473GG) from the New York State Department of Health for Rabies, and

WHEREAS, the Grant will be a three (3) year contract with a term of April 1, 2019 through March 31, 2022, with a total grant amount of \$80,358, and

WHEREAS, the grant award for each year of this will be \$26,786 (PP034725 56000 RAB), and

WHEREAS, reimbursement is dependent on the actual number of human rabies treatment, specimens collected, pet vaccination clinics and education, and prevention activities, and cannot exceed the estimated allocation,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with the New York State Department of Health for the Rabies Program, upon approval of the County Attorney.

Mr. Sheridan moved to adopt Resolution No. 125-2019, seconded by Mr. Acres and Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

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Services Committee: 3-18-2019

RESOLUTION NO. 126-2019

**AUTHORIZING THE CHAIR TO SIGN CONTRACTS WITH
VETERINARIANS AND ASSISTANTS FOR RABIES CLINICS**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Rabies Program of the Public Health Department is responsible for providing rabies vaccines, rabies certificates, and tags to all animals vaccinated, and recording and maintaining the rabies certificates on file for all St. Lawrence County rabies clinics, and

WHEREAS, the Rabies Program is responsible for holding a minimum of one (1) Rabies Clinic on a quarterly basis within St. Lawrence County, and

WHEREAS, one licensed veterinarian and one veterinarian assistant is needed to provide vaccinations for each Rabies Clinic, and

WHEREAS, veterinarians that work the Rabies Clinics would receive a rate of \$200 and any Assistants would receive a rate of \$54 (PP040424 430VT RAB), and

WHEREAS, the Budget for these clinics has already been established for 2019 Budget,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign contracts with veterinarians and assistants for Rabies Clinics, upon approval of the County Attorney.

Mr. Sheridan moved to adopt Resolution No. 126-2019, seconded by Mr. Acres and Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 127-2019

**APPROVAL OF RATES FOR RELATED SERVICES FOR
THE PRESCHOOL SPECIAL EDUCATION PROGRAM IN THE
DEPARTMENT OF PUBLIC HEALTH**

By Mr. Sheridan, Chair, Services Committee

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

WHEREAS, the rates paid to providers for Related Services (PK040504 47700) are set

April 1, 2019

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, 2019 through June 30, 2020:

<u>Service:</u>	<u>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. 127-2019, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 128-2019

**MODIFYING THE 2019 BUDGET FOR THE DEPARTMENT OF PUBLIC HEALTH
TO ACCEPT PERFORMANCE INCENTIVE ACHIEVEMENT AWARD FUNDS**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Department of Public Health has received a Performance Incentive Achievement Award from the New York State Department of Health in the amount of \$2,600, and

April 1, 2019

WHEREAS, the 2018 achievement award is based on the completion of the Legionella Outbreak response portion of the initiative and submitting the required documentation for this Performance Incentive Project, and

WHEREAS, this achievement award must be used to support costs associated with Article 6 eligible services,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for Public Health to accept performance incentive achievement award funds as follows:

INCREASE APPROPRIATIONS:

PP040104 43007	P PREV Other Fees and Services	\$2,325
PP040104 41102	Educational Workshops	85
PP040104 44500	Other Travel Reimbursement	<u>190</u>
		\$2,600

INCREASE REVENUE:

PP034015 56000	P SA Public Health Prevent and Clinic	\$2,600
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Mr. Sheridan moved to adopt Resolution No. 128-2019, seconded by Ms. Curran, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 129-2019

**AUTHORIZING THE CHAIR TO A SIGN MEMORANDUM OF UNDERSTANDING
FOR THE EMERGENCY PREPAREDNESS PROGRAM FOR
POINT OF DISPENSING (POD) SITES**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the Emergency Preparedness Program is part of the St. Lawrence County Department of Public Health, and

WHEREAS, the Emergency Preparedness Program receives grant funding and is required by the State to meet specific grant deliverables, to include Point of Dispensing (POD) exercises to be prepared in case of a disaster, and

WHEREAS, the Department of Public Health assists the community to safety and facilitates the coordination of care should a public health threat or event occur, and

April 1, 2019

WHEREAS, a Memorandum of Understanding is necessary with agreeing partners and would allow for the use of department/agency space as a Point of Dispensing (POD) exercise site for the Emergency Preparedness Program,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a Memorandum of Understanding for the Emergency Preparedness Program for Point of Dispensing (POD) Sites, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED that agreements will be prepared for existing sites such as departments in the Human Services Center; One Stop Career Center; Department of Motor Vehicle; Office for the Aging; and offsite locations such as the Correctional Facility, Community Development Program, and others as necessary.

Mr. Sheridan moved to adopt Resolution No. 129-2019, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 130-2019

AUTHORIZATION TO CREATE AND FILL A TEMPORARY COMMUNITY HEALTH NURSE POSITION AND FILL A COMMUNITY HEALTH NURSE POSITION IN THE PUBLIC HEALTH DEPARTMENT

By Mr. Sheridan, Chair, Services Committee
Co-Sponsored by Mr. Leader, District 5 and Mr. Fay, District 9

WHEREAS, on August 4, 2008, the St. Lawrence County Board of Legislators adopted Resolution No. 281-2008, which implemented a non-essential services hiring freeze, and

WHEREAS, the Board of Legislators reinstated the Vacancy Review Committee on August 13, 2015, which authorized the Committee to review all position requests and make recommendations to the Board of Legislators, and

WHEREAS, these vacancies have been reviewed and recommended by the Vacancy Review Committee to be filled, and now requires approval of the full Board of Legislators, and

WHEREAS, Position No. 502000016, Community Health Nurse, will be vacant on May 30, 2019, due to retirement, and

WHEREAS, Position No. 502000025, Community Health Nurse, is requested as a temporary position until the retirement of the Community Health Nurse, and

WHEREAS, filling this temporary position will allow time for the necessary training and

April 1, 2019

the reassignment of the workload of the Community Health Nurse for a smooth transition providing the required service coordination prior to and surrounding this retirement that must be provided to all children referred to an Early Intervention Official as suspected of having a disability, and

WHEREAS, infants and toddlers with disabilities require a comprehensive array of services that may be provided by multiple agencies or individuals, federal and state laws require the provision of a service coordinator who is responsible for ensuring communication, collaboration, and coordination among providers of service to eligible children and their families, and

WHEREAS, it is important this position be filled in order to remain in compliance with New York State requirements as specified in 10 NYCRR 69-4, as this program is time sensitive with deadlines set by New York State,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Director of Public Health to immediately fill Position No. 502000025, Temporary Community Health Nurse, and immediately fill Position No. 502000016, Community Health Nurse, in the Public Health Department upon vacancy, and

BE IT FURTHER RESOLVED that when the Community Health Nurse Position is filled, Position No. 502000025, Temporary Community Health Nurse, will be abolished.

Mr. Sheridan moved to adopt Resolution No. 130-2019, seconded by Ms. Curran and Mr. Leader, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 131-2019

**AUTHORIZING THE CHAIR TO SIGN THE STOP-DWI 2019 PLAN FOR THE
NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE**

By Mr. Sheridan, Chair, Service Committee

WHEREAS, the Vehicle and Traffic Law §1197 requires the Chair of the Board of Legislators to approve the STOP-DWI 2019 Plan which has been submitted to the New York State Governor's Traffic Safety Committee, and

WHEREAS, the STOP-DWI Plan was requested by the Governor's Traffic Safety Committee for the time period of January 1, 2019 through December 31, 2019, and

WHEREAS, the STOP-DWI program budget was approved by the Board of Legislators,

April 1, 2019

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators to authorizes the Chair to sign the St. Lawrence County STOP-DWI 2019 Plan for the New York State Governor’s Traffic Safety Committee, and any other documents necessary to carry out the terms of the program, upon approval of the County Attorney.

Mr. Sheridan moved to adopt Resolution No. 131-2019, seconded by Ms. Curran, Ms. Arquiett, and Ms. Terminelli, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 132-2019

**MODIFYING THE 2019 BUDGET FOR COMMUNITY SERVICES
TO IMPROVE SERVICES IN THE CHEMICAL DEPENDENCY CLINIC**

By Mr. Sheridan, Chair, Services Committee

WHEREAS, Community Services has received funding modifications from New York State Opioid Response (SOR), and

WHEREAS, Community Services has recognized the need for increased access of individuals with an Opioid Use Disorder (OUD) to recovery services in St. Lawrence County, and

WHEREAS, this one-time only increase is to purchase video/computer hardware, software, and services to provide tele-practice Medication Assisted Treatment (MAT) services at each of the clinics,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for Community Services for opioid response funding, as follows:

INCREASE APPROPRIATIONS:

A1Z42502 25000	A SOR Technical Equipment	\$31,088
A1Z42504 42004	A SOR Computer Software	10,044
A1Z42504 43007	A SOR Other Fees and Services	<u>2,875</u>
		\$44,007

INCREASE REVENUE:

A1Z34865 56000	A SA Chemical Dependency	\$44,007
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April 1, 2019

Mr. Sheridan moved to adopt Resolution No. 132-2019, seconded by Ms. Curran, Ms. Terminelli, and Mr. Fay, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 133-2019

MODIFYING THE 2019 BUDGET FOR COMMUNITY SERVICES FOR FUNDING FROM THE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES TO FUND OPIOID EVALUATION AND TREATMENT IN THE CORRECTIONAL FACILITY

By Mr. Sheridan, Chair, Services Committee

WHEREAS, Community Services has received funding modifications from the Office of Alcoholism and Substance Abuse Services (OASAS) State Aid Funding Authorization (SAFA), and

WHEREAS, Community Services has recognized the need for the expansion of substance abuse treatment services to meet the needs of the St. Lawrence County Correctional Facility, and

WHEREAS, this one time only increase is to implement a jail-based substance use disorder treatment and transition services program that supports the initiation, operation and enhancement of substance use disorder treatment and transition services for persons with substance use disorder who are incarcerated in the St. Lawrence County Correctional Facility,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for Community Services for funding from the Office of Alcoholism and Substance Abuse Services, as follows:

INCREASE APPROPRIATIONS:

A1242501 11000	A JBCD Direct Service Worker	\$38,346
A1242502 22002	A JBCD Personal Computers	845
A1242504 42000	A JBCD Office Supplies and Expenses	59
A1242504 42001	A JBCD Computer Supplies	56
A1242504 45100	A JBCD Medical Supplies and Expenses	1,000
A1242508 81000	A JBCD Retirement	5,402
A1242508 83000	A JBCD Social Security	2,933
A1242508 84000	A JBCD Workmens Compensation	1,077
A1242508 84500	A JBCD Group Life Insurance	57
A1242508 86000	A JBCD Hospital and Medical Ins	9,640
A1242508 86500	A JBCD Dental Insurance	398
A1242508 89000	A JBCD Vision Insurance	<u>187</u>
		\$60,000

April 1, 2019

INCREASE REVENUE:

A1234865 56000	A SA Jail Based Chemical Dependency	\$60,000
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Mr. Sheridan moved to adopt Resolution No. 133-2019, seconded by Mr. Acres and Ms. Curran, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 134-2019

MODIFYING THE 2019 BUDGET FOR COMMUNITY SERVICES TO ACCEPT DONATION FUNDS FOR THE WHALE PROGRAM IN TRAFFIC SAFETY

By Mr. Sheridan, Chair, Services Committee

WHEREAS, the St. Lawrence County Traffic Safety Program has received a donation in the amount of \$1,000, and

WHEREAS, the 2019 Traffic Safety Program donation is to help fund the WHALE (We Have a Little Emergency) Program, and this program is an informational kit to place on child car seats for first responders when they arrive on the scene of a crash, and

WHEREAS, this donation must be used to support costs associated for purchasing the WHALE kits,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for Community Services to accept donation funds for the WHALE Program in Traffic Safety, as follows:

INCREASE APPROPRIATIONS:

A7231894 42000	A WHALE Supplies	\$1,000
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INCREASE REVENUE:

A7227055 55000	A WHALE Gifts & Donations	\$1,000
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Mr. Sheridan moved to adopt Resolution No. 134-2019, seconded by Ms. Terminelli and Ms. Curran, and carried unanimously by a roll call with fifteen (15) yes votes.

April 1, 2019

Services Committee: 3-18-2019

RESOLUTION NO. 135-2019

**AUTHORIZATION TO ABOLISH A PHYSICIAN ASSISTANT POSITION AND
CREATE AND FILL A PSYCHIATRIC NURSE PRACTITIONER POSITION
IN COMMUNITY SERVICES**

By Mr. Sheridan, Chair, Services Committee
Co-Sponsored by Mr. Leader, District 5 and Mr. Fay, District 9

WHEREAS, on August 4, 2008, the St. Lawrence County Board of Legislators adopted Resolution No. 281-2008, which implemented a non-essential services hiring freeze, and

WHEREAS, the Board of Legislators reinstated the Vacancy Review Committee on August 13, 2015, which authorized the Committee to review all position requests and make recommendations to the Board of Legislators, and

WHEREAS, this vacancy has been reviewed and recommended by the Vacancy Review Committee to be filled, and now requires approval by the full Board of Legislators, and

WHEREAS, Position No. 516500001, Physician Assistant, was vacated on January 17, 2019, due to resignation, and

WHEREAS, currently a physician assistant needs a waiver from the Office of Mental Health (OMH) in order to work in a mental health clinic and prescribe psychotropic drugs, and OMH is beginning to eliminate these waivers for Physician Assistants in the future, and it is extreme difficulty to obtain a waiver, and

WHEREAS, a Psychiatric Nurse Practitioner does not require a waiver to work in a mental health clinic and prescribe psychotropic drugs, and

WHEREAS, the needs of the Department can best be met by abolishing a Physician Assistant Position and creating and filling a Psychiatric Nurse Practitioner Position,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Director of Community Services to abolish a Physician Assistant Position, and create and immediately fill Position No. 499700005, Psychiatric Nurse Practitioner, in Community Services, as follows:

ABOLISH:

A3143201 11000	One (1) Registered Physician Assistant	\$132,148
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CREATE:

A3143201 11000	One (1) Psychiatric Nurse Practitioner	\$120,960
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April 1, 2019

Mr. Sheridan moved to adopt Resolution No. 135-2019, seconded by Ms. Curran and Ms. Arquiett, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 136-2019

**AUTHORIZATION TO ABOLISH A NUTRITION SERVICES AIDE POSITION
AND CREATE AND FILL A NUTRITION SERVICES ASSISTANT POSITION
IN THE OFFICE FOR THE AGING**

By Mr. Sheridan, Chair, Services Committee
Co-Sponsored by Mr. Leader, District 5 and Mr. Fay, District 9

WHEREAS, on August 4, 2008, the St. Lawrence County Board of Legislators adopted Resolution No. 281-2008, which implemented a non-essential services hiring freeze, and

WHEREAS, the Board of Legislators reinstated the Vacancy Review Committee on August 13, 2015 which authorizes the Committee to review all positions requests and make recommendations to the Board of Legislators, and

WHEREAS, this vacancy has been reviewed and recommended by the Vacancy Committee to be filled, and now requires approval of the full Board, and

WHEREAS, Position No. 801000006, Nutrition Services Aide, became vacant on December 13, 2018, due to a resignation, and

WHEREAS, after thorough review of the needs of the Gouverneur Community Center Site, it has been determined that a Nutrition Program Assistant position to provide oversight of the daily operations would best meet the needs of the Department,

NOW, THEREFORE BE IT RESOLVED that the Board of Legislators authorizes the Director of the Office for the Aging to immediately fill Position No. 801100011, a Nutrition Services Assistant, in the Office for the Aging, as follows:

ABOLISH:

ON067721 17000	Nutrition Services Aide Grade 7, Base	\$22,514
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CREATE:

ON067721 17000	Nutrition Services Assistant Grade 13, Base	\$30,649
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April 1, 2019

Mr. Sheridan moved to adopt Resolution No. 136-2019, seconded by Mr. Denesha, Ms. Curran, and Mr. Leader, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 3-18-2019

RESOLUTION NO. 137-2019

**AUTHORIZATION TO FILL A DELIVERY CLERK POSITION IN THE
DEPARTMENT OF SOCIAL SERVICES AND CENTRAL PRINTING AND MAIL UNIT
IN THE COUNTY ADMINISTRATOR'S OFFICE**

By Mr. Sheridan, Chair, Services Committee
Co-Sponsored by Mr. Leader, District 5 and Mr. Fay, District 9

WHEREAS, on August 4, 2008, the St. Lawrence County Board of Legislators adopted Resolution No. 281-2008, which implemented a non-essential services hiring freeze, and

WHEREAS, the Board of Legislators reinstated the Vacancy Review Committee on August 13, 2015, which authorized the Committee to review all position requests and make recommendations to the Board of Legislators, and

WHEREAS, this vacancy has been reviewed and recommended by the Vacancy Review Committee to be filled, and now requires approval by the full Board of Legislators, and

WHEREAS, Position No. 002200003, Delivery Clerk, will be vacated on March 8, 2019, due to a promotion, and

WHEREAS, this position is needed at the Reception Area to greet and direct an average of 2,951 clients and visitors per month to the appropriate units at the Department, answer an average of 8,697 phone calls per month, issue an average of 300 Common Benefit Identification (CBIC) Cards which are necessary to allow clients access to benefits, log in and direct an average of 702 pieces of mail per month, mail an average of 117 applications per month, and to look up and make changes to re-mail an average of 37 returned CBIC Cards per month, and

WHEREAS, this position also assists with making packets for client handouts, assigning case numbers, helping clients with assigning PIN numbers to CBIC Cards and finger imaging which is currently averaging 140 per month, and

WHEREAS, this position is essential in the daily operations of the Department of Social Services and the Central Printing and Mailing Unit, and

WHEREAS, this position involves the daily collection, sorting and delivery to all County and NYS Unified Court System Departments in a safe and timely manner, performed in accordance with specific procedures and U.S. Postal Service regulations, and

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WHEREAS, not filling this position would severely hinder the ability of the Department to adequately serve clients and County Departments,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Commissioner of Social Services to fill Position No. 002200003, Delivery Clerk, in the Department of Social Services and Central Printing and Mail Unit in the County Administrator's Office, no earlier than sixty (60) days from the date vacated.

Mr. Sheridan moved to adopt Resolution No. 137-2019, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Finance Committee: 3-25-2019

RESOLUTION NO. 138-2019

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH 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 of Franklin County in the bidding process will likely lower the cost per ton for both counties, and

WHEREAS, the Superintendent of Highways recommends that permission be granted, and

WHEREAS, the terms of the contract will be August 1, 2019 through April 30, 2020,

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

Mr. Acres moved to adopt Resolution No. 138-2019, seconded by Ms. Curran and Ms. Terminelli, and carried unanimously by a voice vote with fifteen (15) yes votes.

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Finance Committee: 3-25-2019

RESOLUTION NO. 139-2019

**AUTHORIZING THE HIGHWAY DEPARTMENT TO ESTABLISH
NEW BRIDGE SELECTION CRITERIA AND RESCINDING
RESOLUTION NOS. 291-1998, 88-1999, AND 266-1999**

By Mr. Acres, Chair, Finance Committee

WHEREAS, the Board of Legislators approved Resolution No. 291-1998 on September 7, 1998, which established policy for bridge maintenance; Resolution No. 88-1999 on March 8, 1999, which established a bridge construction crew; and Resolution No. 266-1999 on August 2, 1999, which established a new methodology for determining a bridge priority list, and

WHEREAS, these resolutions must be rescinded in order to establish new County bridge selection criteria and methodologies, and

WHEREAS, the County Highway Superintendent, in concert with the New York State Department of Transportation (“NYSDOT”) Region 7 Planning shall establish a list or lists of bridge projects that will be submitted for Federal/State funding, which will maximize funding to the County, and

WHEREAS, County Highway Superintendent shall review the NYSDOT Bridge Inspection Reports and the County staff inspections to help establish a list or lists of County Bridge priorities for replacement, rehabilitation for County funded bridges, and

WHEREAS, the higher the score, the higher the priority for replacement, and

WHEREAS, the County Highway Superintendent shall consider budget, logistics, and other such factors in determining the bridge construction/maintenance project schedule for any construction year, and

WHEREAS, the County Highway Superintendent will utilize the following criteria to development the Priority List:

- Estimated remaining service life
- Load postings
- Detour length/dead end
- Traffic Count
- Fracture Critical
- Non-redundant
- NYSDOT Bridge Inspection Reports/Condition
- Ratings

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WHEREAS, from the list, bridges will be selected by the County Highway Superintendent for capital investment generally according to a points system, with budget dictating the scope of work in any one category in any one year,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Highway Department to establish new bridge selection criteria and to rescind Resolution Nos. 291-1998, 88-1999, and 266-1999.

Mr. Acres moved to adopt Resolution No. 139-2019, seconded by Ms. Curran, Ms. Terminelli, and Mr. Fay, and carried unanimously by a voice vote with fifteen (15) yes votes.

COUNTY BRIDGE SELECTION CRITERIA

The County Highway Superintendent in concert with the NYSDOT Region 7 Planning shall establish a list or lists of bridge projects that will be submitted for Federal/State funding, which will maximize funding to the County.

The County Highway Superintendent shall review the NYSDOT Bridge Inspection Reports and County staff inspections to help establish a list or lists of County Bridge priorities for replacement, rehabilitation for County funded bridges. The higher the score, the higher the priority for replacement. The County Highway Superintendent shall consider budget, logistics, and other such factors in determining the bridge construction/maintenance project schedule for any construction year.

The County Highway Superintendent will utilize the following criteria to develop the Priority List:

- Estimated remaining service life
- Load postings
- Detour length/dead end
- Traffic Count
- Fracture Critical
- Non-redundant
- NYSDOT Bridge Inspection Reports/Condition Ratings

From the list, bridges will be selected by the Superintendent for capital investment generally according to the following:

- Bridges scoring 50 points or above will be targeted for replacement,
- Bridges scoring 40-49 points will be evaluated for major rehabilitation
 - In some cases, rehabilitation will not make economic sense and the bridges will then be targeted for replacement.

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- Bridges scoring less than 30-39 points will be reviewed for repairs that will significantly extend the life of the structure as well as general maintenance.
- All other bridges will be targeted for cyclical maintenance to preserve their condition

Budget will dictate the scope of work in any one category in any one year.

Estimated remaining service life (time to closure of the bridge) (1-20)

Based on judgement of deterioration of the structural elements only – damage from potential use is NOT to be included:

- 1 – New Bridge – 40 or more years life left
- 4 - Bridge has 30-39 years life left
- 8 - Bridge has 20-29 years life left
- 14 - Bridge has 10-19 years life left
- 18 - Bridge has 5-9 years life left
- 20 – Less than 5 years life left

Load postings (1-15) x 1.5 – maximum points 22.5 – consider increasing score if structure is a strategic bridge:

- 1 – unrestricted
- 5 – Town road bridge with Overload Restrictions
- 8 – Town road bridge with a posting
- 9 – County Route bridge with overload restrictions
- 11 – Posted Bridge on County Route
- 12 – Any posting 15 tons or less with greater than a 10 mile detour
- 13 – Any posting 5 tons or less with greater than a 10 mile detour
- 15 – Any Posting on a bridge with no alternate access

Detour length/dead end (1-10) – this should be the most reasonable detour to be used, not necessarily the shortest. For example – do not use a seasonal road as a detour route:

- 1 – less than 2 mile detour
- 2 – between 2 and 5 miles
- 3 – over 5 miles
- 4 – over 10 miles
- 5 – over 15 miles
- 6 – over 20 miles
- 10 – dead end

Traffic Count (1-10) – Consider increasing score by one level on roads used seasonally – for example Dean Road in Clare - heavy winter snowmobile traffic:

- 1 – 0 - 25
- 4 – 25 - 250

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- 6 – 251 - 400
- 8 – 401 - 1000
- 10 – more than 1000

Fracture Critical (1 or 5), 0 – is not, 5 – is

Non-redundant structure (0 or 8), 0 – Redundant, 8 – Not Redundant

NYSDOT Bridge Rating Based on: National Bridge Inspection (NBI) Ratings: Item 58 (Deck), Item 59 (Superstructure), Item 60 (Substructure) -Each item is scored by NYSDOT on a 0-9 basis:

- 27 minus the sum of the ratings x 1.5
- For “Culverts” – 27 minus 3x NBI Item 62 rating x 1.5

Finance Committee: 3-25-2019

RESOLUTION NO. 140-2019

**APPROVING FEDERAL AID LOCAL PROJECT AGREEMENT FOR
PRELIMINARY ENGINEERING DESIGN AND RIGHT-OF-WAY (ROW)
INCIDENTALS FOR DEPOT STREET OVER DEER RIVER,
BIN 3220850, PIN 775386 AND MODIFYING THE 2019 BUDGET FOR HIGHWAY**

By Mr. Acres, Chair, Finance Committee

Authorizing the Implementation, and Funding in the First Instance 100% of the Federal Aid and State “Marchiselli” Program-Aid Eligible Costs, of a Transportation Federal-Aid Project, and Appropriating Funds Therefore

WHEREAS, a project for Preliminary Design and Right-of-Way (ROW) Incidentals for Depot Street over the Deer River, BIN 3220850, PIN 775386 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS, the Board of Legislators desires to advance the above project by making a commitment of 100% of the federal and non-federal share of the costs of the Engineering Design and Right-of-Way (ROW) Incidentals,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators approves Federal Aid Local Project Agreement for preliminary engineering design and right-of-way (ROW) incidentals for Depot Street over Deer River, BIN 3220850, PIN 775386, and

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Treasurer to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary Engineering Design and Right-of-Way (ROW) Incidentals for the Project of portions thereof, and

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modifying the 2019 Budget for Highway as follows:

INCREASE APPROPRIATIONS:

HM299509 90600	H CR Transfers to Capital Fund	\$220,000
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INCREASE REVENUE:

HM045975 57000	H F/A Transportation Capital	\$176,000
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DECREASE UNAPPROPRIATED FUND BALANCE:

03TG0911 50300	Fund Bal, Unreserved Unappropriated	\$44,000
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INCREASE APPROPRIATED FUND BALANCE:

03TG0910 50300	Fund Bal, Unreserved Appropriated	\$44,000
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BE IT FURTHER RESOLVED that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Legislators shall convene to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Chair to execute all necessary agreements, certifications or reimbursement requests for available Federal Aid and/or State "Marchiselli" Aid on behalf of the St. Lawrence County Board of Legislators with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid eligible projects costs and all project costs with appropriations therefore that are not so eligible, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Mr. Acres moved to adopt Resolution No. 140-2019, seconded by Ms. Curran, and carried unanimously by a roll call vote with fifteen (15) yes votes.

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Finance Committee: 3-25-2019

RESOLUTION NO. 141-2019

AUTHORIZING THE CHAIR TO SIGN A CONTRACT EXTENSION WITH AUCTIONS INTERNATIONAL FOR PROPERTY TAX AUCTION SERVICES ON FORECLOSED REAL PROPERTIES IN ST. LAWRENCE COUNTY

By Mr. Acres, Chair, Finance Committee

WHEREAS, Resolution No. 187-2018 was adopted authorizing the Chair to sign a contract with Auctions International for Real Property Tax Auction Services,

WHEREAS, Auctions International and the County Tax Foreclosure Auction Team held the annual Property Tax auction on September 8, 2018, and

WHEREAS, the 2018 auction results proved to be very favorable, and

WHEREAS, paragraph three of the original contract states that, “the term of this agreement shall commence on May 7, 2018 and shall terminate May 6, 2019, except as extended by the County in writing”, and

WHEREAS, it is the desire of the County Tax Foreclosure Auction Team to extend the current agreement with Auctions International so as to continue the provision of services on the same terms and conditions as provided for in the current contract for the fiscal years 2019, 2020, 2021, and 2022, and

WHEREAS, there will be no cost to the County,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract extension with Auctions International for property tax auction services on foreclosed real properties in St. Lawrence County, upon approval of the County Attorney.

Mr. Acres moved to adopt Resolution No. 141-2019, seconded by Ms. Terminelli, Ms. Curran, and Mr. Forsythe, and carried unanimously by a voice vote with fifteen (15) yes votes.

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Finance Committee: 3-25-2019

RESOLUTION NO. 142-2019

**MODIFYING THE 2018 BUDGET FOR THE DEPARTMENT OF PUBLIC HEALTH
FOR THE PRESCHOOL PROGRAM**

By Mr. Acres, Chair, Finance Committee

WHEREAS, the Public Health Department is responsible for expenses associated with the Preschool Program, and

WHEREAS, there have been higher than anticipated expenses within the Preschool Program, and

WHEREAS, there has been an increase in revenue within the Preschool Program,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2018 Budget for the Department of Public Health for the Preschool Program as follows:

INCREASE APPROPRIATIONS:

PK040504 46502	P PreK Tuition Payments	\$40,000
PK040504 465AD	P PreK Administrative Costs	50,000
PK040504 47700	P PreK Related Services	<u>40,000</u>
		\$130,000

INCREASE REVENUE:

PK034725 56000	P SA NYSOP 59-5%	\$77,350
PK016895 550MA	P LR PreK Fees Medicaid	<u>52,650</u>
		\$130,000

Mr. Acres moved to adopt Resolution No. 142-2019, seconded by Ms. Curran, and carried unanimously by a roll call with fifteen (15) yes votes.

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Finance Committee: 3-25-2019

RESOLUTION NO. 143-2019

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR AN OFFICE OF LEAD HAZARD CONTROL AND HEALTHY HOMES (OLHCHH) FISCAL YEAR 2018 LEAD-BASED PAINT HAZARD REDUCTION GRANT

By Mr. Acres, Chair, Finance Committee

WHEREAS, St. Lawrence County has been identified in the New York State Consolidated Plan 2016-2020 as one of four counties where the incidence of elevated lead levels in children have increased, and

WHEREAS, the County was awarded a \$1 million grant to conduct lead hazard control activities on approximately 52 homes throughout St. Lawrence County, and

WHEREAS, the Public Health Department; Planning Office; and the North Country Housing Council, a sub-recipient of the County, will be collaborating to implement this grant award, and

WHEREAS, in addition to direct lead hazard control activities, funds will also be used by the Public Health Department to further the Lead Poisoning Prevention Program,

NOW, THEREFORE, BE IT RESOLVED the Board of Legislators authorizes the Chair to sign a contract with the U.S. Department of Housing and Urban Development for an Office of Lead Hazard Control and Healthy Homes (OLHCHH) Fiscal Year 2018 Lead-Based Paint Hazard Reduction Grant, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED the Board of Legislators authorizes the Planning Office to provide grant administration.

Mr. Acres moved to adopt Resolution No. 143-2019, seconded by Ms. Terminelli and Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

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Finance Committee: 3-25-2019

RESOLUTION NO. 144-2019

FINANCIALLY SUPPORTING THE EFFORTS OF THE 2019 BASSMASTER ELITE SERIES IN WADDINGTON, NEW YORK AND MODIFYING THE 2019 BUDGET

By Mr. Acres, Chair, Finance Committee
Co-Sponsored by Ms. Curran, District 15

WHEREAS, in 2013, Waddington hosted its first B.A.S.S. Bassmaster Elite Series setting a record for the most fans to turn out for a tournament with 34,100 in attendance for the four day event, and for this event St. Lawrence County pledged \$75,000 from state/tribal gaming compact funds, which were required to be used for economic development, and

WHEREAS, Resolution No. 164-2018 authorized support in the amount of \$30,000 for the 2018 B.A.S.S. Bassmaster Elite Series that was held on the St. Lawrence River with Waddington, again, as its host,

WHEREAS, this event attracts over 100 professional anglers and thousands of visitors to the community, and places St. Lawrence County in the spotlight as an attractive tourist destination for anglers and a visitor destination, and

WHEREAS, the St. Lawrence River is one of the longest, and most significant waterway, in North America flowing 744 miles through both Canadian and the United States lands making the River a bi-national waterway with outstanding scenery, large populations of various species of fish, and numerous access points providing fishing opportunities for the inexperienced and professional angler alike, and

WHEREAS, the committee of volunteers responsible for the Tournament has been actively fundraising on their own and will be submitting a MarketNY Grant application for future events, however they remain in need of assistance to make the 2019 Bassmaster Elite Series event a success, and

WHEREAS, the success of the event has generated an unprecedented contract with Bassmaster to host an Elite Series event in Waddington for four consecutive years (2018-2021), with an additional B.A.S.S. Nation Regional Tournament in 2022, increasing the destination exposure and leveraging economic development opportunities,

NOW, THEREFORE, BE IT RESOLVED the Board of Legislators financially supports the efforts of the 2019 Bassmaster Elite Series in Waddington, New York, and

BE IT FURTHER RESOLVED that the Treasurer is authorized to modify the 2019 Budget as follows:

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INCREASE REVENUE:

TNY27705 55000	NYPA Yearly Allocation	\$30,000
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INCREASE APPROPRIATIONS:

TNY86924 43007NYPA	Other Fees and Services	\$30,000
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Mr. Acres moved to adopt Resolution No. 144-2019, seconded by Ms. Arquiett and Ms. Curran, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Finance Committee: 3-25-2019

RESOLUTION NO. 145-2019

**MODIFYING THE 2019 BUDGET FOR THE HUMAN RESOURCES DEPARTMENT
FOR UNANTICIPATED ADVERTISING EXPENSES**

By Mr. Acres, Chair, Finance Committee

WHEREAS, expenses related to advertising of vacant positions are held within the Human Resources Department Budget, and

WHEREAS, advertising for vacant department head positions can be particularly costly, often exceeding budgetary appropriations, and

WHEREAS, the County has experienced two department head vacancies in 2019,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for the Human Resources Department for unanticipated advertising expenses, as follows:

INCREASE APPROPRIATIONS:

CP014304 43005	C PERS Advertising Fees	\$5,000
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DECREASE APPROPRIATIONS:

B1019904 49700	B SPEC Contingency Account	\$5,000
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Mr. Acres moved to adopt Resolution No. 145-2019, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

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Finance Committee: 3-25-2019

RESOLUTION NO. 146-2019

**AUTHORIZATION TO FILL A SUPERVISOR POSITION IN THE CENTRAL
PRINTING AND MAIL UNIT OF THE COUNTY ADMINISTRATOR'S OFFICE**

By Mr. Acres, Chair, Finance Committee
Co-Sponsored by Mr. Leader, District 5 and Mr. Fay, District 9

WHEREAS, on August 4, 2008, the St. Lawrence County Board of Legislators adopted Resolution No. 281-2008, which implemented a non-essential services hiring freeze, and

WHEREAS, the Board of Legislators reinstated the Vacancy Review Committee on August 13, 2015, which authorized the Committee to review all position requests and make recommendations to the Board of Legislators, and

WHEREAS, this vacancy has been reviewed and recommended by the Vacancy Review Committee to be filled, and now requires approval by the full Board of Legislators, and

WHEREAS, Position No. 016000001, Print and Mail Supervisor, will be vacated on March 29, 2019, due to retirement, and

WHEREAS, the mailroom handles mail for all county departments and the courts and processed 395,828 pieces in 2018 or 32,985 pieces per month at a cost of \$215,886 in postage, and

WHEREAS, in 2018 there was \$38,199 in savings through presorted mail and the internal mail service provides consistent and careful handling of the mail and parcels delivered to the county and the courts, and

WHEREAS, the print shop prepared 820 print jobs in 2018, using 726,640 sheets of paper and the cost is contained by the efficiencies in the unit,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the County Administrator to immediately fill Position No. 016000001, Supervisor, in the Central Printing and Mail Unit of the County Administrator's Office, and

BE IT FURTHER RESOLVED there may be a need with staffing levels to request funding to extend the ability of the current Supervisor to assist in the transition.

Mr. Acres moved to adopt Resolution No. 146-2019, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

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Finance Committee: 3-25-2019

RESOLUTION NO. 147-2019

MODIFYING THE 2019 BUDGET FOR THE PURCHASE OF REPLACEMENT FURNITURE FOR THE PUBLIC SAFETY COMPLEX AND THE HUMAN SERVICES CENTER

By Mr. Acres, Chair, Finance Committee

WHEREAS, St. Lawrence County has spaces around the County that both staff and the public to utilize for meetings, trainings, and other gatherings, and

WHEREAS, the Public Safety Complex Training Room is one such area that serves both purposes on a daily basis and the furniture is in need of replacement, and

WHEREAS, when the Human Services Center was constructed, funds were not utilized to purchase furniture, instead existing furniture was utilized, which has deteriorated since the building was occupied 19 years ago, and

WHEREAS, replacement furniture will satisfy the needs of these spaces for the future and demonstrate the efforts made by the County to maintain a clean and safe environment to be shared by the Public and County staff,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2019 Budget for the purchase of replacement furniture for the Public Safety Complex and the Human Services Center as follows:

DECREASE APPROPRIATIONS:

B1019904 49700	B SPEC Contingency Account	\$11,500
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DECREASE APPROPRIATIONS:

S8031104 49900 EQSH	Sheriff Equitable Sharing	\$13,500
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INCREASE APPROPRIATIONS:

GS016604 42000	GS Office Supplies	\$25,000
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Mr. Acres moved to adopt Resolution No. 147-2019, seconded by Ms. Curran, and carried unanimously by a roll call vote with fifteen (15) yes votes.

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RESOLUTION NO. 148-2019

PROCLAIMING APRIL 1ST – 7TH, 2019 AS NATIONAL PUBLIC HEALTH WEEK

By Mr. Sheridan, District 4

WHEREAS, the Department of Public Health for St. Lawrence County is observing National Public Health Week April 1-7, 2019 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 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, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators proclaims April 1st – 7th, 2019 as National Public Health Week.

Mr. Sheridan moved to adopt Resolution No. 148-2019, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

RESOLUTION NO. 149-2019

**AUTHORIZING THE CREATION OF A TEMPORARY POSITION
TITLED PRINT AND MAIL SUPERVISOR IN THE CENTRAL PRINTING
AND MAIL UNIT AND MODIFYING THE 2019 BUDGET
FOR THE COUNTY ADMINISTRATOR'S OFFICE**

By Mr. Acres, Chair, Finance Committee

WHEREAS, the Print and Mail Supervisor will be retiring effective March 29, 2019, but will assist in the transition of duties of the position for four (4) additional weeks, and

WHEREAS, this will allow the time necessary to identify the appropriate candidate to succeed the current Supervisor and provide training for the transition to a new supervisor after 27 years, and

WHEREAS, the print shop and mailroom consists of four (4) staff with one position

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currently vacant, and this position becoming vacant would reduce the staff by fifty percent (50%),

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the County Administrator to create a temporary title of Print and Mail Supervisor to begin April 2, 2019, and the position be abolished no later than April 30, 2019, and

BE IT FURTHER RESOLVED that the temporary Print and Mail Supervisor will work up to 35 hours per week at a rate of \$28.59 per hour compensation without benefits, and

BE IT FURTHER RESOLVED that the Treasurer is authorized to modify the 2019 Budget for County Administrator's Office as follows:

DECREASE APPROPRIATIONS:

BP016701 12000	B CP Supervisory/Administrative	\$4,202
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INCREASE APPROPRIATIONS:

BP016701 19000	B CP Temporary and Part Time	\$4,202
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Mr. Acres moved to adopt Resolution No. 149-2019, seconded by Ms. Curran and Ms. Terminelli, and carried unanimously by a voice vote with fifteen (15) yes votes.

COUNTY ADMINISTRATOR'S REPORT:

Ms. Doyle said she took her oath today as it is the first day of her new term.

The option agreement with Benson Mines for the J&L Site is in progress.

Ms. Doyle reported four transfers of funds: \$146 for Social Services for training and travel expenses; \$88 for Social Services for an increase in HEAP fees; \$2,043 for Emergency Services for a Verizon invoice; and \$153 for Community Services for a Stop DWI Grant.

The Vacancy Review Committee will meet tomorrow to consider thirteen (13) vacancies.

The Harrisville boys' various basketball team won the Section 10 Championship and as some of the students reside in St. Lawrence County they will be invited to attend a meeting to be recognized.

Request for Proposals have been issued for a new website and solar at the landfill.

Department Orientations are coming to a close.

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The EAP is holding a walk-a-thon in declaration of Public Health Week.

COMMITTEE REPORTS:

Ms. Curran said she attended the EMS Advisory Board meeting. Concerns with Medicaid costs cuts for ambulance services were discussed, which would decrease the ability to have mutual aid and limit some areas from receiving services.

Ms. Curran attended the Fish and Wildlife Advisory Board where a study on fishers was discussed, along with stocking rivers and streams with trout. There was discussion on having a boat wash station in Waddington during the Bassmaster Event.

Ms. Terminelli said she attended the EMC Advisory Board meeting in March. On April 5th SUNY Potsdam will be hosting the associated colleges sustainability day in which the EMC will be providing assistance. Arbor Day will be celebrated in Ogdensburg on April 26th at the Groulx Park. A presentation was given by Lee Harper, PHD, regarding the results of the Eurasian watermilfoil herbicide process done in Mud Lake, Goose Bay, Higley Flow, and Norwood Lake. The Great Lake Foundation funded the project.

Mr. Acres said he attended a Soil & Water Conservation District meeting. The County Forester, Aaron Barrigar was present and the Village of Potsdam has requested that he do an inventory of their trees. Mr. Acres said he may bring a resolution forward regarding how County forests are cut.

Ms. Arquiett said she attended the Intercounty meeting and discussed with the group the trip to Albany in which St. Lawrence County presented a Legislative Agenda. She brought forward a resolution to support the increase to the threshold of contracts for the Consolidated Local Street and Highway Improvement Program (CHIPs) from \$250,000 to \$500,000 and if this resolution passes at the next meeting, they will be traveling together as a group to Albany to present this to the representatives.

OLD/NEW BUSINESS: Mr. Perkins said it was brought to his attention that there is a concern on timber stumpage and regarding the Forest and Reforested Lands -Fisher Act. He asked the County Administrator to invite someone to give a presentation to the Board.

Mr. Fay moved to go to Executive Session at 8:17 p.m., to discuss appointments, seconded by Sheridan and Forsythe, and carried unanimously by a voice vote with fifteen (15) yes votes.

EXECUTIVE SESSION

Ms. Curran moved to go to Open Session at 8:21 p.m., seconded by Mr. Fay and Mr. Acres, and carried unanimously by a voice vote with fifteen (15) yes votes.

Mr. Denesha moved to appoint the following individual to the Environmental Management Council (Terms to expire: 2-29-2021), seconded by Mr. Acres, and carried unanimously by a voice vote with fifteen (15) yes votes:

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Aaron Barrigar, 172 East Part Road, Winthrop 13697

Mr. Denesha moved to appoint the following individual to the **Environmental Management Council** (Terms to expire: 2-29-2021), seconded by Mr. Arquiatt and Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes:

Erica Leonard, 1097 Old Potsdam Parishville Road, Potsdam 13676

Denesha moved to appoint the following individual to the **Environmental Management Council** (Terms to expire: 2-29-2021), seconded by Mr. Fay, and carried unanimously by a voice vote with fifteen (15) yes votes:

Brian Washburn, 625 Judson Street Road, Canton 13617

Mr. Denesha moved to appoint the following individual to the **Environmental Management Council** (Terms to expire: 2-29-2021), seconded by Mr. Haggard and failed by a roll call vote with eight (8) no votes, and seven (7) yes votes:

Tony Kennedy, 148 Sweeney Road, Potsdam 13676

Mr. Sheridan moved to appoint the following individual to the **Community Services Board** (Term to expire: 12/31/2022), seconded by Mr. Reagen and Mr. Forsythe, and carried unanimously by a voice vote with fifteen (15) yes votes:

Heather Rand, 818 Pickering Street, Ogdensburg 13669

Mr. Sheridan moved to appoint the following individual to the **Youth Advisory Board** (Term to expire: 4/1/2021), seconded by Mr. Reagen and Mr. Forsythe, and carried unanimously by a voice vote with fifteen (15) yes votes:

Zachary J. Monroe, 22 Meadow Street, Massena 13662

Mr. Acres moved to appoint the following individual to the **Fisheries Advisory Board** (Term to expire: 12/31/2023), seconded by Mr. Forsythe, Mr. Perkins, and Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes:

Jay H. Wilkins, 22 Urban Drive, Massena 13662

CHAIR'S APPOINTMENTS: There were no Chair's appointments

ADJOURNMENT: Chair Lightfoot adjourned the April Full Board Meeting at 8:33 p.m., as there was no further business.