

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

**ROLL CALL:** All Legislators were present. Ms. Terminelli arrived at 7:33 p.m.

Mr. Denesha said a prayer, followed by the Pledge of Allegiance.

**APPROVAL OF THE AGENDA:** Mr. Perkins moved to approve the agenda, seconded by Ms. Curran, and carried by a voice vote with fourteen (14) yes votes, and one (1) absent (Terminelli).

**APPROVAL OF MINUTES:** Ms. Curran moved to approve the June 7<sup>th</sup> meeting minutes, seconded by Mr. Arquiett, and carried by a voice vote with fourteen (14) yes votes, and one (1) absent (Terminelli).

Mr. Arquiett made a motion to move Item No. 17, a resolution supporting the efforts of Major League Fishing in Massena to Item No. 1 under presentation of resolutions, seconded by Ms. Curran, and carried by a voice vote with fourteen (14) yes votes, and one (1) absent (Terminelli).

**COVID-19 UPDATE:** Jolene Munger and Dr. Andrew Williams

**COMMUNICATIONS:**

1. A letter was received from the Gouverneur Rescue Squad requesting the County Board of Legislators grant them a portion of the funds from the American Rescue Act for the purchase of an ambulance with an enhanced airborne filtration system and two video larynx go scopes to outfit all vehicles in their fleet.

**CITIZEN PARTICIPATION:**

1. An email was received for Public Comment from Michele Whalen of the Town of Morristown against funding Bassmasters.
2. An email was received for Public Comment from Jeff Yette of the Town of Parishville regarding concerns with the Department of Social Services and his experience as a foster parent.
3. Francine Griffin of Madrid; William Roome of Madrid; Melody Pike of Massena; Mindy Woodruff of Canton; Patrick Green of Lisbon; Rachel Raven of Gouverneur; and Casey Whitcomb of Potsdam each spoke of their experience with the Department of Social Services Child Protective Services and asked the Board to investigate the wrong-doing and misconduct they have experienced. They asked that changes be made.
4. Mary Katherine Skelly of Ogdensburg spoke about child trafficking.

July 12, 2021

5. A video was submitted from Dottie Spears regarding the Department of Social Services Child Protective Services.

6. A video was submitted from Courtney Fantone, Founder and Director of Community Helping Individuals Living in Distress (CHILD), an organization offering advocacy to foster parents, kinship resources, and relatives of the child living in the foster care system.

**PRESENTATION OF RESOLUTIONS:**

Finance Committee: 6-28-2021

RESOLUTION NO. 173-2021

**FINANCIALLY SUPPORTING THE EFFORTS OF THE MAJOR LEAGUE FISHING (MLF) 2021 BASS PRO TOUR TOURNAMENT IN MASSENA, NEW YORK, AND MODIFYING THE 2021 BUDGET**

By Mr. Acres, Chair, Finance Committee  
Co-Sponsored by Mr. Arquiett, District 13; Ms. Terminelli, District 14;  
and Ms. Curran, District 15

**WHEREAS**, the Town of Massena will host the Bass Pro Tour Stage Five Tournament on the St. Lawrence River with events being hosted by both Massena and the Town of Louisville, and

**WHEREAS**, the scheduled events include:

- Bass Pro Tour – June 25-30
- Tackle Warehouse Pro Circuit – July 29-August 1
- Toyota Series Northern Division – August 26-28
- Bass Fishing League Northeast Division – September 11-12
- Cashion Rods Tour – September 18
- 6<sup>th</sup> Annual Big Bass Blowout – October 2-3

**WHEREAS**, the request to financially support a portion of each of the Tournaments would provide necessary funding to assist in ensuring the success of the efforts by Massena, and

**WHEREAS**, the first event set to visit Massena on the St. Lawrence River is a six day event hosted by the Town of Massena and Fish Massena, and will feature 80 of the best professional anglers in the world, fishing for a purse of more than \$805,000 along with points to qualify for the championship tour, and

**WHEREAS**, the Town of Massena has been supporting tourism in the County through its tournament efforts with the Annual Big Bass Blowout and the Cashion Rods Series since 2016, and

July 12, 2021

**WHEREAS**, the annual regional tourism promotion efforts of the Town at sports shows throughout the Northeast and New England has created a brand identity of Massena as one of the premier destinations for fishing, tourism, and recreation, and

**WHEREAS**, this event will provide an opportunity for spectators to visit other parts of the County to enjoy dining and other attractions creating an influx of economic activity, and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators financially supports the efforts of the Major League Fishing (MLF) 2021 Bass Pro Tour Tournament in Massena, New York, and

**BE IT FURTHER RESOLVED** that the Treasurer is authorized to modify the 2021 Budget as follows:

**INCREASE REVENUE:**

T2012895 55000 NYPA	T LR New York Power Authority	\$88,000
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**INCREASE APPROPRIATIONS:**

B1019874 43007	B Special Project	\$88,000
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Mr. Acres moved to adopt Resolution No. 173-2021, seconded by Mr. Perkins and Ms. Curran.

Mr. Acres recognized Steve O'Shaughnessy, Supervisor of the Town of Massena.

Ms. Terminelli arrived at 7:33 p.m.

Mr. Acres moved to amend the resolution to include language in the now, therefore, be it resolved stating the funding for this venture will be solely from the high flow money meant for communities along the river affected by the Seaway, seconded by Ms. Curran and Ms. Haggard.

Ms. Curran called the question, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes.

Amendment failed by a voice vote with nine (9) no votes, and six (6) yes votes (Acres, Fiacco, Curran, Terminelli, Haggard, and Arquiatt).

Resolution No. 173-2021 carried unanimously by a roll call vote with fifteen (15) yes votes.

July 12, 2021

Services Committee: 6-14-2021

RESOLUTION NO. 174-2021

**AUTHORIZING THE CHAIR TO SIGN AMENDED CONTRACTS FOR FUNDING RECEIVED FROM NYS OASAS TO ST. LAWRENCE COUNTY AS PASS THROUGH FUNDING TO APPROVED AGENCIES AND MODIFYING THE 2021 BUDGET FOR COMMUNITY SERVICES**

By Mr. Lightfoot, Chair, Services Committee

**WHEREAS**, Community Services has received an amended NYS OASAS State Aid funding authorization for St. Lawrence County as pass through funding for community agencies that includes salary and fringe support adjustments, and

**WHEREAS**, this is one-hundred percent (100%) pass through funding for contract agencies,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign amended contracts for funding received from NYS OASAS to St. Lawrence County as pass through funding to approved agencies, upon approval of the County Attorney, and

**BE IT FURTHER RESOLVED** the Treasurer is authorized to modify the 2021 Budget for Community Services, as follows:

**INCREASE APPROPRIATIONS:**

A2142304 46500	A St. Joseph’s Rehab Center	\$1,221
A2342504 46500	A NCFH Canton Other Advances	4,389
A2442504 46500	A SEACAP Other Advances	<u>7,993</u>
		\$13,603

**INCREASE REVENUE:**

A2134865 56000	A SA St. Joseph’s Rehab Center	\$1,221
A2334865 56000	A SA NCFH Canton Alcohol Addiction	4,389
A2434865 56000	A SA SEACAP Alcohol Addiction	<u>7,993</u>
		\$13,603

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Mr. Lightfoot moved to adopt Resolution No. 174-2021, seconded by Ms. Curran, and carried unanimously by a roll call with fifteen (15) yes votes.

July 12, 2021

Services Committee: 6-14-2021

RESOLUTION NO. 175-2021

**AUTHORIZING THE CHAIR TO SIGN A COOPERATIVE AGREEMENT WITH THE NORTH COUNTRY INITIATIVE (NCI) FOR PROMISE PRACTICES FUNDS AND MODIFYING THE 2021 BUDGET FOR COMMUNITY SERVICES**

By Mr. Lightfoot, Chair, Services Committee

**WHEREAS**, North Country Initiative (NCI) is a partnership of hospitals, independent physicians, and community providers working together to reform the healthcare system in the Tug Hill Seaway Region, and

**WHEREAS**, St. Lawrence County Community Services Addictions and Mental Health Clinics are a qualified NCI Partner who are a member of the clinically integrated network within Jefferson, Lewis, and St. Lawrence Counties, and

**WHEREAS**, Community Services Addictions and Mental Health Clinics have proposed a project for incorporating virtual reality into the treatment process as part of the NCI DSRIP Promising Practice Fund, and

**WHEREAS**, Community Services has received one-time grant funding from NCI Promise Practices Funds in the amount of \$23,900, and these funds will be used for the purchase of three virtual reality units,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a Cooperative Agreement with the North Country Initiative (NCI) for Promise Practices Funds, upon approval of the County Attorney, and

**BE IT FURTHER RESOLVED** that the Board of Legislators authorizes the Treasurer to modify the 2021 Budget for Community Services for funding, as follows:

**INCREASE APPROPRIATIONS:**

A1142504 41901	APAAC Central Printing	\$250
A1142504 43005	A PAAC Advertising	1,500
A1142504 42800	A PAAC Other Supplies	150
A1142502 25000	A PAAC Technical Equipment	<u>22,000</u>
		\$23,900

**INCREASE REVENUE:**

A1134865 56001	A SA Canton Chemical Dependency	\$23,900
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July 12, 2021

Mr. Lightfoot moved to adopt Resolution No. 175-2021, seconded by Ms. Curran, and carried unanimously by a roll call with fifteen (15) yes votes.

Services Committee: 6-14-2021

RESOLUTION NO. 176-2021

**AUTHORIZING THE CHAIR TO SIGN A FACILITIES RENTAL AGREEMENT WITH THE OGDENSBURG FREE ACADEMY FOR USE OF THE FOOTBALL FIELD FOR AN OPIOID OVERDOSE AWARENESS COMMUNITY EVENT**

By Mr. Lightfoot, Chair, Services Committee

**WHEREAS**, the Public Health Department is responsible for the Opioid Epidemic Grant Funding as a part of the Emergency Preparedness Program, and

**WHEREAS**, the Public Health Department, in conjunction with the St. Lawrence County Partners 4 Substance Use Prevention Task Force, has scheduled an Opioid Overdose Awareness Community Event to be held on August 28<sup>th</sup> on the Ogdensburg Free Academy Ronald Johnson Turf Field/Steven Barlow Track, and

**WHEREAS**, costs associated with rental of the space and personnel needed for the day of the event will be \$700 (PPZ40104 43007 OP), and

**WHEREAS**, this event will include presentations on harm reduction, the Good Samaritan Law, along with education on the use of Narcan, and a dedication ceremony to honor those who have been lost to substance overdose,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a Facilities Rental Agreement with Ogdensburg Free Academy for use of the Ronald Johnson Turf Field/Steven Barlow Track for an Opioid Overdose Awareness Community Event, upon approval of the County Attorney.

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Mr. Lightfoot moved to adopt Resolution No. 176-2021, seconded by Ms. Curran and Mr. Smithers, and carried unanimously by a voice vote with fifteen (15) yes votes.

July 12, 2021

Services Committee: 6-14-2021

RESOLUTION NO. 177-2021

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH TONY HOFFMAN FOR THE OPIOID OVERDOSE AWARENESS COMMUNITY EVENT**

By Mr. Lightfoot, Chair, Services Committee

**WHEREAS**, the Public Health Department is responsible for the Opioid Epidemic Grant Funding as a part of the Emergency Preparedness Program, and

**WHEREAS**, Public Health was awarded funding from the New York State Department of Health to address the opioid epidemic in the community, and

**WHEREAS**, the Public Health Department, in conjunction with the St. Lawrence County Partners 4 Substance Use Prevention Coalition, has scheduled an Opioid Overdose Awareness Community Event to be held on August 28<sup>th</sup> on the Ogdensburg Free Academy football field, and

**WHEREAS**, Tony Hoffman will be the Keynote Speaker for the Event, sharing his personal path to recovery, information on the Good Samaritan Law and harm reduction, and education and training on the use of Narcan for a fee of \$6,000 (PPZ40104 43007 OP),

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a contract with Tony Hoffman for the Opioid Overdose Awareness Community Event, upon approval of the County Attorney.

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Mr. Lightfoot moved to adopt Resolution No. 177-2021, seconded by Ms. Curran and Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes.

Services Committee: 6-14-2021

RESOLUTION NO. 178-2021

**AUTHORIZING THE CHAIR TO SIGN CONTRACTS WITH SCHOOL DISTRICTS FOR PRESCHOOL SPECIAL EDUCATION TRANSPORTATION SERVICES**

By Mr. Lightfoot, Chair, Services Committee

**WHEREAS**, the Public Health Department is mandated by the New York State Education Department to provide transportation to students receiving center based services in the Preschool Special Education Program (PK040504 44401), and

July 12, 2021

**WHEREAS**, the County has had one dedicated contractor providing this service for the past five (5) years, but a need has been identified to augment the services, and

**WHEREAS**, in the absence of an alternate provider to assist with services, the County would like to partner with the local school districts for transportation services, and

**WHEREAS**, certain school districts may have the equipment and personnel to provide transportation services for children in the Preschool Special Education Program, and

**WHEREAS**, the Public Health Department and the school districts would like to formalize and standardize a practice through the establishment of a contractual arrangement, and

**WHEREAS**, as a part of the contractual arrangements, the Public Health Department will provide for the reimbursement to the school districts for the cost of the contracted transportation services,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign contracts with school districts for Preschool Special Education transportation services, upon approval of the County Attorney.

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Mr. Lightfoot moved to adopt Resolution No. 178-2021, seconded by Ms. Curran and Mr. Smithers, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 6-14-2021

RESOLUTION NO. 179-2021

**AUTHORIZING THE CHAIR TO SIGN A MEMORANDUM OF AGREEMENT WITH THE UNITED STATES ARMY GARRISON (USAG) FORT DRUM FOR THE SHARING OF RADIO FREQUENCIES**

By Ms. Curran, Chair, Operations Committee

**WHEREAS**, during emergency operations in and around the Fort Drum area (including the surrounding areas of Jefferson, Lewis, and St. Lawrence Counties), radio communications is imperative to assure effective emergency coordination, response, and operations, and

**WHEREAS**, a Memorandum of Agreement would establish the responsibilities, permissions and guidelines for use and sharing of licensed radio frequencies for the purpose of interoperability or mutual aid emergency responses,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a Memorandum of Agreement with the United States Army Garrison (USAG) Fort Drum for the sharing of radio frequencies, upon approval of the County Attorney.



July 12, 2021

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Ms. Curran moved to adopt Resolution No. 179-2021, seconded by Mr. Lightfoot, and carried unanimously by a voice vote with fifteen (15) yes votes.

Operations Committee: 6-14-2021

RESOLUTION NO. 180-2021

**PROCLAIMING JULY 18-24, 2021 AS PROBATION, PAROLE,  
AND COMMUNITY SUPERVISION WEEK**

By Ms. Curran, Chair, Operations Committee

**WHEREAS**, community corrections professionals are trained professionals who provide services and referrals for offenders, and work in partnership with other community agencies to promote prevention, intervention, and advocacy, and

**WHEREAS**, community corrections is an essential part of the justice system, and

**WHEREAS**, community corrections professionals uphold the law with dignity, while recognizing the right of the public to be safe-guarded from criminal activity, and

**WHEREAS**, community correctional professionals are responsible for supervising adult and juvenile offenders in the community, and provide services, support, and protection to victims,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators proclaims July 18-24, 2021 as Probation, Parole, and Community Supervision Week, and encourages all citizens to honor the men and women working in these professions and to recognize their many achievements.

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Ms. Curran moved to adopt Resolution No. 180-2021, seconded by Mr. Perkins and Mr. Smithers, and carried unanimously by a voice vote with fifteen (15) yes votes.

July 12, 2021

Operations Committee: 6-14-2021

RESOLUTION NO. 181-2021

**PROCLAIMING JUNE 27, 2021 AS NATIONAL HIV TESTING DAY  
IN ST. LAWRENCE COUNTY**

By Ms. Curran, Chair, Operations Committee

**WHEREAS**, National HIV Testing Day (NHTD) is observed annually on June 27<sup>th</sup>, and on this day partners, health departments, and other organizations unite to raise awareness about the importance of HIV testing and early diagnosis of HIV, and

**WHEREAS**, the 2021 NHTD theme is “My Test, My Way” which highlights how you can take charge of your health by getting tested in a way that works best for you, and

**WHEREAS**, a key component in the fight to stop HIV is to connect with people most at risk and provide testing, treatment, and prevention education as these are keys to healthy communities, and

**WHEREAS**, in the 30 years since the Centers for Disease Control and Prevention (CDC) first reported on a new disease that would eventually be known as HIV/AIDS, nearly 600,000 Americans have died from AIDS, and thousands more live with disabilities due to symptoms and complications of the disease, and

**WHEREAS**, today advances in medical care and antiretroviral therapy (ART) have decreased the number of people with HIV who get AIDs, but still 1.2 million people are living with HIV in the United States and 16,000 Americans with AIDS die each year, and

**WHEREAS**, confidential and anonymous HIV testing clinics are held weekly at the St. Lawrence County Public Health Department at no cost for this service for St. Lawrence County residents, and

**WHEREAS**, with a focus on public health, St. Lawrence County encourages its citizens to know their status by getting tested and seeking medical intervention if needed, and

**WHEREAS**, St. Lawrence County would like to end negative attitudes and beliefs about people diagnosed with HIV, and encourages all people to commit to making positive changes of support for friends, family, and neighbors living with HIV thereby making it easier for them to live healthy lives, and to work as a community to break the HIV stigma,

**NOW, THEREFORE, BE IT RESOLVED** the Board of Legislators proclaims June 27, 2021 as National HIV Testing Day in St. Lawrence County, and

**BE IT FURTHER RESOLVED** that the 2021 NHTD theme is “My Test, My Way”, and encourages all citizens to know their status by getting tested.

July 12, 2021

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Ms. Curran moved to adopt Resolution No. 181-2021, seconded by Mr. Reagen and Mr. Fay, and carried unanimously by a voice vote with fifteen (15) yes votes.

Finance Committee: 6-28-2021

RESOLUTION NO. 182-2021

**AUTHORIZING THE CHAIR TO SIGN AN AMENDED CONTRACT FOR J.E. SHEEHAN CORPORATION FOR THE JONES ROAD OVER WEST BRANCH OF ST. REGIS RIVER PROJECT AND MODIFYING THE 2021 BUDGET FOR THE DEPARTMENT OF HIGHWAYS FOR RESTORATION OF CAPITAL HIGHWAY IMPROVEMENT PROGRAM (CHIPS) FUNDING**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, in 2021, J.E. Sheehan Contracting Corporation began construction on two bridges on Jones Road over the West Branch of St. Regis River, BIN 3366590 and BIN 3341150, and

**WHEREAS**, unforeseen steel repairs and a change to the bridge deck supplier for the Jones Road Bridge project has resulted in an increased cost of approximately \$150,000 for J.E. Sheehan Contracting Corporation, and

**WHEREAS**, the 2021 Department of Highways Budget includes Capital Highway Improvement Program (CHIPs) road and bridge projects, and

**WHEREAS**, in 2020-2021, New York State withheld five percent (5%) of CHIPs funding, totaling \$266,956, for St. Lawrence County, and

**WHEREAS**, the previously held funds have been restored as rollover funds to be included in the 2021-2022 CHIPs funding for St. Lawrence County,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign an amended contract for J.E. Sheehan Corporation for the Jones Road over West Branch of St. Regis River Project, upon approval of the County Attorney, and

**BE IT FURTHER RESOLVED** that the Treasurer is authorized to modify the 2021 Budget for the Department of Highways for restoration of Capital Highway Improvement Program (CHIPs) Funding, as follows:

July 12, 2021

**INCREASE APPROPRIATIONS:**

HM151124 454PM H1	H H1 Paving Materials	\$116,956
HM551124 454BS B24	H B24 Miscellaneous Bridge Supplies	<u>150,000</u>
		\$266,956

**INCREASE REVENUE:**

HM035015 56000	H SA CHIPS Maintenance	\$266,956
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Mr. Acres moved to adopt Resolution No. 182-2021, seconded by Ms. Curran, and carried by a roll call vote with fourteen (14) yes votes, and one (1) abstention (Perkins).

Finance Committee: 6-28-2021

RESOLUTION NO. 183-2021

**APPROVING SUPPLEMENTAL AGREEMENT #2 WITH BARTON & LOGUIDICE,  
D.P.C. FOR CONSTRUCTION INSPECTION SERVICES FOR THE  
NORTHUMBERLAND STREET BRIDGE OVER MORRISTOWN BAY PROJECT,  
BIN 3341380**

By Mr. Acres, Chair, Finance Committee

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

**WHEREAS**, Resolution No. 112-2020 authorized the Chair to sign a contract with Barton & Loguidice, D.P.C for professional engineering services for the Northumberland Street Bridge over Morristown Bay Project (the “Project”), and

**WHEREAS**, Barton & Loguidice, D.P.C. is currently providing consulting services for this Project and is qualified to provide construction inspection services, and

**WHEREAS**, with concurrence from the NYS DOT, a supplemental agreement is required to provide construction inspection services for this Project,

**NOW, THEREFORE, BE IT RESOLVED** that Board of Legislators does hereby approve a supplemental agreement for construction inspection services for:

Consultant: Barton & Loguidice, D.P.C.

Contract Title: Northumberland Street Bridge over Morristown Bay  
BIN 3341380  
Town of Morristown

July 12, 2021

Construction  
Inspection Fee: Not to Exceed \$100,000  
HM651204 465CO REDI

**BE IT FURTHER RESOLVED** that the Chair is authorized to execute all necessary contracts for this project, upon approval of the County Attorney.

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Mr. Acres moved to adopt Resolution No. 183-2021, seconded by Mr. Lightfoot, and carried unanimously by a voice vote with fifteen (15) yes votes.

Finance Committee: 6-28-2021

RESOLUTION NO. 184-2021

**AUTHORIZING THE ACQUISITION OF A PARCEL OF LAND, AND A PERMANENT EASEMENT ON THE ADJOINING PROPERTY, FOR CONSTRUCTION OF A COUNTY HIGHWAY FACILITY IN THE TOWN OF POTSDAM AND AUTHORIZING THE CHAIR TO SIGN A SUPPLEMENTAL AGREEMENT WITH BROOKS WASHBURN, ARCHITECT, FOR PROFESSIONAL ENGINEERING SERVICES AND MODIFYING THE 2021 BUDGET FOR THE DEPARTMENT OF HIGHWAYS**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, St. Lawrence County plans to build an outpost location that contains both sand/salt and motor equipment storage facilities in the Town of Potsdam, and

**WHEREAS**, the Potsdam Highway Outpost is currently operating from the Potsdam Town Highway Site, and there is no County-owned land available for construction in the Town of Potsdam at this time, and

**WHEREAS**, a parcel of land in the Town of Potsdam, Tax Map No. 75.002-1-5, is available from a private land-owner (the "Seller") at a cost of \$100,000 for 43.7 acres, and

**WHEREAS**, prior to construction, the County must obtain an ownership interest over the adjacent parcel, Tax Map No. 75.002-1-24 for the purpose of constructing an access driveway to the facility, which could be satisfied by obtaining a permanent easement, and

**WHEREAS**, as owner of the easement parcel, the Seller will issue a permanent easement to St. Lawrence County for an access driveway for the new Highway facility as part of the land purchase agreement, and

July 12, 2021

**WHEREAS**, Resolution No. 261-2019 authorized the Chair of the Board of Legislators to sign a contract with Brooks Washburn, Architect, for professional engineering services to include design, bid document preparation, and cost estimates for new salt/sand and motor equipment storage facilities in Russell, Lisbon and Potsdam, and

**WHEREAS**, the Consultant will be required to provide additional services for the Potsdam Highway Facility Outpost facilities outside the original scope of the contract, including surveying the new property and preparing updated bid documents,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the acquisition of a parcel of land, and a permanent easement on the adjoining property, for construction of a County Highway Facility in the Town of Potsdam, and

**BE IT FURTHER RESOLVED** that the Board of Legislators authorizes the Chair to sign a supplemental agreement, upon approval of the County Attorney with:

Engineering Firm: Brooks Washburn, Architect  
Contract Title: Salt/Sand & Motor Equipment Storage Facilities  
Town of Potsdam  
Engineering Fee: Not to Exceed \$31,000  
HM651974 430ED POP  
HM651974 430ED PSS

**BE IT FURTHER RESOLVED** that the Board of Legislators authorizes the acquisition of land parcel Tax Map No. 75.002-1-5, at a cost \$100,000, which includes a permanent easement for Tax Map No. 75.002-1-24 for an access driveway for the County Highway Facility in the Town of Potsdam, and

**BE IT FURTHER RESOLVED** that the Treasurer is authorized to modify the 2021 Budget for the Department of Highways, as follows:

**DECREASE UNAPPROPRIATED FUND BALANCE:**

03TG0911 50300 Fund Balance, Unreserved, Unappropriated \$131,000

**INCREASE APPROPRIATED FUND BALANCE:**

03TG0910 50300 Fund Balance, Unreserved, Appropriated \$131,000

**INCREASE APPROPRIATIONS:**

HM299509 90600 H CR transfers to Capital Fund \$131,000

July 12, 2021

**INCREASE REVENUE:**

06TG5031 90300	H Transfers from CR	\$131,000
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**INCREASE APPROPRIATIONS:**

HM651972 27000 POP	H Potsdam OP Land Purchases	\$50,000
HM651972 27000 PSS	H Potsdam SS Land Purchases	50,000
HM651974 430ED POP	H Potsdam OPEngineering Design	22,000
HM651974 430ED PSS	H Potsdam SSEngineering Design	<u>9,000</u>
		\$131,000

**BE IT FURTHER RESOLVED** that the Board of Legislators authorizes the Chair to sign any documents necessary to complete the acquisition of the property, Tax Map No. 75.002-1-5, and the transfer of the permanent easement to the County, upon approval of the County Attorney, and

**BE IT FURTHER RESOLVED** that the Board of Legislators authorizes the Chair to sign all necessary project related documents, with Brooks Washburn, Architect, for professional engineering services for the design of salt/sand and motor equipment storage, upon approval of the County Attorney.

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Mr. Acres moved to adopt Resolution No. 184-2021, seconded by Mr. Forsythe and Ms. Curran, and carried by a voice vote with eleven (11) yes votes, three (3) no votes (Burke, Haggard, and Fiacco), and one (1) abstention (Perkins).

Finance Committee: 6-28-2021

RESOLUTION NO. 185-2021

**DECLARING DEFAULT OF THE NORFOLK BAKERY, LLC,  
REGARDING AN AGREEMENT TO PAY ON A TAX DELINQUENCY AND  
AUTHORIZING THE CHAIR TO SIGN AN AGREEMENT BETWEEN THE  
NEW YORK ENVIRONMENTAL PROTECTION AND SPILL COMPENSATION  
FUND AND COUNTY OF ST. LAWRENCE, NEW YORK,  
REGARDING A TAX DELINQUENT PROPERTY**

By Mr. Acres, Chair, Finance Committee

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

July 12, 2021

**WHEREAS**, St. Lawrence County, with the assistance of Gary Bowitch, Esq., identified a parcel in the Town of Norfolk located at One South Main Street in need of environmental testing and potential remediation, and

**WHEREAS**, Norfolk Bakery, LLC, owns the property located at One South Main Street, Town of Norfolk, County of St. Lawrence, State of New York however it is the site of a former gas and service station, and

**WHEREAS**, Norfolk Bakery, LLC, originally acquired the property subject to a significant tax delinquency and was notified upon acquisition of this fact, and

**WHEREAS**, in light of the fact that the current title holders of the property were not the party that created the original tax delinquency, but were instead subsequent title holders of the real property, the County of St. Lawrence and Norfolk Bakery, LLC, entered into a mutual agreement setting out all the details of payment and collection of the delinquent taxes, at the conclusion of which the County would evaluate to forgive a portion of the tax delinquency, and

**WHEREAS**, the County and Norfolk Bakery, LLC, entered into an agreement in 2018 that provided for the repayment and forgiveness of certain real property taxes, however, following the execution of the agreement, the Norfolk Bakery, LLC, defaulted on the terms and the County re-commenced foreclosure proceedings, and

**WHEREAS**, in 2020, the County of St. Lawrence and Norfolk Bakery, LLC, reached a second agreement wherein the Norfolk Bakery, LLC, proposed to pay \$3,000 upon signing of a Memorandum of Understanding and \$1,000 per month for a period of thirty-three (33) months commencing June 1, 2020 and a final payment of \$565.86 for the balance of the taxes less all interest, penalties and fees, at which point the County would forgive the remaining penalties, fees, and interest, and

**WHEREAS**, Norfolk Bakery LLC, has failed to make any payments pursuant to the terms of the second agreement which commenced on June 1, 2020, and

**WHEREAS**, the County of St. Lawrence ("County") has re-commenced an action against property located in the Town of Norfolk due to tax delinquency by a tax foreclosure

proceeding commenced on November 1, 2020, for unpaid ad valorem real property taxes with respect to the following property located in St. Lawrence County (hereinafter referred to as the "Site"):

"Norfolk Bakery Site"

- Owner: Norfolk Bakery, LLC
- Address: One South Main Street, Norfolk, New York
- Tax ID # : 32.067-3-4
- Delinquent Taxes Owed - \$104,711.81
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July 12, 2021

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

**WHEREAS**, the County has requested assistance from the Fund to perform cleanup of petroleum contaminants present at the Site, and

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

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

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

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

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators declares default of the Norfolk Bakery, LLC, regarding an agreement to pay on a tax delinquency and authorizing the Chair to sign an agreement between the New York Environmental Protection and Spill Compensation Fund and County of St. Lawrence, New York, regarding a tax delinquent property, and

**BE IT FURTHER RESOLVED** the Board of Legislators authorizes the Chair to sign an agreement with the New York Environmental Protection and Spill Compensation Fund and any other agreements necessary to effectuate the remediation and foreclosure of the property known as Norfolk Bakery, LLC, 1 South Main Street, Town of Norfolk, State of New York upon approval of the County Attorney.

\*\*\*

Mr. Acres moved to adopt Resolution No. 185-2021, seconded by Mr. Forsythe, and carried by a voice vote with eleven (11) yes votes, and four (4) no votes (Burke, Arquiett, Fiocco and Haggard).

July 12, 2021

Finance Committee: 6-28-2021

RESOLUTION NO. 186-2021

**AUTHORIZING THE CHAIR TO SIGN AN AGREEMENT WITH NEW YORK ENVIRONMENTAL PROTECTION AND SPILL COMPENSATION FUND REGARDING TAX DELINQUENT PROPERTIES OWNED BY IRENE CARTER**

By Mr. Acres, Chair, Finance Committee

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

A. "Carter Site #1"

- Record Owner: Irene Carter
- Site Address: 9-11 Main Street, Brasher Falls, New York
- Tax ID #: 11.081-1-24.1
- Delinquent Taxes Owed - \$10,410.54
- DEC Spill No: 06-04970
- DEC Spill Cleanup Status: Closed

B. "Carter Site #2"

- Record Owner: Irene Carter
- Site Address: 41 Main Street, Brasher Falls, New York
- Tax ID #: 11.081-1-30
- Delinquent Taxes Owed - \$6,612.58
- DEC Spill No: 06-50826; PIN 04039.
- DEC Spill Cleanup Status: Closed

**WHEREAS**, St. Lawrence County ("County") has commenced an action against Carter Site #1 due to tax delinquencies by a tax foreclosure proceeding on November 13, 2018 and Carter Site #2 (the "Carter Sites") due to tax delinquencies by a tax foreclosure proceeding on November 4, 2019, for unpaid ad valorem real property taxes, and

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

**WHEREAS**, the Fund has expended approximately \$195,222 for cleanup and removal of petroleum based contaminants at Carter Site #1 and \$154,264.45 at Carter Site #2, and

**WHEREAS**, the County would like the Fund to release its potential claim against County, for past and future cleanup and removal costs incurred by the State, including interest

July 12, 2021

thereon and applicable penalties with respect to Spill No. 06-04970 assigned to Carter Site #1 and with respect to Spill No. 06-50826 assigned to Carter Site #2 (“Potential Claims”), in order to facilitate redevelopment through the sale of the Site, and

**WHEREAS**, the Fund is willing to release its Potential Claim in consideration of certain payments by the County upon sale of Carter Site #1 and Carter Site #2, as partial reimbursement of cleanup and removal costs incurred and which may be incurred by the Fund, as applicable, and

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

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

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

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign an agreement with New York Environmental Protection and Spill Compensation Fund regarding tax delinquent properties owned by Irene Carter, upon approval of the County Attorney.

\*\*\*

Mr. Acres moved to adopt Resolution No. 186-2021, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

Mr. Acres moved to substitute the following resolution, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes.

Finance Committee: 6-28-2021

RESOLUTION NO. 187-2021

**WORKERS' COMPENSATION SELF-INSURANCE APPORTIONMENT  
FOR THE YEAR 2022**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, the St. Lawrence County Self-Insured Plan has developed its budget for the for the year 2022, and

July 12, 2021

WHEREAS, the participant allocation of the plan costs is to be provided by September 1, 2021,

NOW, THEREFORE, BE IT RESOLVED, that the following apportionment of Workers' Compensation costs for the year 2021 be applied to the participating municipalities of St. Lawrence County:

	<u>2021</u> <u>Apportionment:</u>	<u>2022</u> <u>Apportionment:</u>	<u>Increase/</u> <u>Decrease:</u>
St. Lawrence County	\$1,153,257.00	\$1,220,400.16	\$67,143.16
Soil & Water	7,233.00	6,834.76	-398.24
<b><u>CITY</u></b>			
Ogdensburg	218,263.00	233,309.52	15,046.52
<b><u>TOWNS</u></b>			
Brasher	32,490.00	28,796.96	-3,693.04
Canton	44,956.00	49,273.59	4,317.59
Clare	8,076.00	7,877.36	-198.64
Clifton	35,899.00	33,119.07	-2,779.93
Colton	0.00	0.00	0.00
DeKalb	26,357.00	29,862.01	3,505.01
DePeyster	14,572.00	10,156.16	-4,415.84
Edwards	27,354.00	27,156.87	-197.13
Fine	40,893.00	39,029.82	-1,863.18
Fowler	29,178.00	30,009.59	831.59
Gouverneur	38,131.00	37,840.41	-290.59
Hammond	18,291.00	15,826.54	-2,464.46
Hermon	27,334.00	29,489.36	2,155.36
Hopkinton	22,973.00	23,303.40	330.40
Lawrence	21,802.00	26,342.26	4,540.26
Lisbon	51,669.00	56,683.17	5,014.17
Louisville	33,560.00	42,116.80	8,556.80
Macomb	16,601.00	16,228.55	-372.45
Madrid	31,525.00	28,742.58	-2,782.42
Massena	878,625.00	165,102.60	-713,522.40
Morristown	27,095.00	30,861.78	3,766.78
Norfolk	37,841.00	35,463.55	-2,377.45
Oswegatchie	34,633.00	38,594.80	3,961.80
Parishville	51,505.00	54,874.32	3,369.32
Piercefield	0.00	0.00	0.00
Pierrepoint	44,965.00	42,640.72	-2,324.28
Pitcairn	12,186.00	12,335.26	149.26
Potsdam	79,651.00	79,194.68	-456.32
Rossie	14,668.00	14,389.88	-278.12

July 12, 2021

Russell	29,867.00	31,496.14	1,629.14
Stockholm	34,387.00	32,543.53	-1,843.47
Waddington	21,375.00	22,835.13	1,460.13
<b><u>VILLAGES</u></b>			
Canton	115,636.00	106,671.35	-8,964.65
Gouverneur	70,363.00	67,476.22	-3,159.78
Hammond	605.00	1,061.12	456.12
Heuvelton	12,844.00	7,810.75	-5,033.25
Massena	261,185.00	273,609.17	12,424.17
Norwood	31,858.00	29,491.63	-2,366.37
Potsdam	150,332.00	150,461.46	129.46
Rensselaer Falls	745.00	1,010.86	265.86
Richville	21.00	488.04	467.04
Waddington	<u>13,029.00</u>	<u>16,022.83</u>	<u>2,993.83</u>
<b>TOTAL</b>	<b>\$3,824,103.00</b>	<b>\$3,206,834.76</b>	<b>-\$617,268.24</b>

\*\*\*

Mr. Acres moved to adopt Resolution No. 187-2021, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes.

Finance Committee: 6-28-2021

RESOLUTION NO. 188-2021

**ESTABLISHING THE 2021 WORKFORCE INNOVATION AND  
OPPORTUNITY ACT (WIOA) BUDGET**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, St. Lawrence County is the designated grant recipient for Workforce Innovation and Opportunity Act (WIOA) Funds and establishes budgets in accordance with obligations received, and

**WHEREAS**, St. Lawrence County has been provided with funding levels by New York State for WIOA Formula Funds and TANF Funds, and

**WHEREAS**, total funds anticipated for Program Year 2021 (July 1, 2021 to June 30, 2022) are \$1,417,914 and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Treasurer to establish the Workforce Innovation and Opportunity Act (WIOA) Budget, as follows:

July 12, 2021

	<u>2020</u>	<u>2021</u>
Admin	\$ 97,623	\$100,276
Title I Adult	329,502	313,718
Youth	377,336	356,637
Dislocated Workers	171,767	232,127
TAA Rapid Response Training	49,000	49,000
TANF	<u>386,495</u>	<u>366,156</u>
Total Appropriation	\$1,411,724	\$1,417,914
Total Revenue	\$1,411,724	\$1,417,914

**BE IT FURTHER RESOLVED** that any remaining funds will be rolled over to future budgets until fully expended.

\*\*\*

Mr. Acres moved to adopt Resolution No. 188-2021, seconded by Mr. Lightfoot, and carried unanimously by a roll call vote with fifteen (15) yes votes.

Finance Committee: 6-28-2021

RESOLUTION NO. 189-2021

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH THE NEW YORK  
STATE DEPARTMENT OF CRIMINAL JUSTICE SERVICES FOR THE  
AID TO PROSECUTION GRANT**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, the District Attorney applied to the Division of Criminal Justice Services (DCJS) for and has been awarded \$53,333 through DCJS Office of Program Development and Funding 2021-2022 Aid to Prosecution Grant for the period of April 1, 2021 through March 31, 2022, contingent on the availability of grant funds, and

**WHEREAS**, through the funding, partial reimbursement for three (3) full-time Assistant District Attorneys and two (2) full-time clerical staff positions will be provided (J2030895 56000),

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a contract with the New York State Department of Criminal Justice Services for the Aid to Prosecution Grant, and any subsequent amendments, upon approval of the County Attorney.

\*\*\*

Mr. Acres moved to adopt Resolution No. 189-2021, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

July 12, 2021

Finance Committee: 6-28-2021

RESOLUTION NO. 190-2021

**AUTHORIZING THE CHAIR TO SIGN A LEASE AGREEMENT WITH THE  
DEVELOPMENT AUTHORITY OF THE NORTH COUNTRY (DANC)  
FOR OFFICE SPACE AT THE HUMAN SERVICES CENTER**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, St. Lawrence County leases space from the Canton Human Services Initiative, Inc., and

**WHEREAS**, Resolution No. 276-2019 authorized the Chair to sign a lease agreement with the Development Authority of the North Country (DANC) for office space at the Human Services Center, and

**WHEREAS**, DANC would like to continue to lease office space at the Human Services Center, and

**WHEREAS**, the proposed office space is on the first floor of the building containing three cubicle offices and one open area, and is calculated to be 679 square feet of office space with an additional 225 square feet of common area, and

**WHEREAS**, the term of the lease would be July 1, 2021 through June 30, 2022, with the potential for four (4) additional one-year lessee options, and

**WHEREAS**, the initial rental rate per square foot will be \$16.90 per square foot (T8012895 55000) in the first year of the lease and will change at a rate per square foot that is consistent to that charged to County Departments occupying the Human Services Center as of July 1 for the applicable year, capped at a 2% increase per year,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a lease agreement with the Development Authority of the North Country (DANC) for office space at the Human Services Center, upon approval of the County Attorney.

\*\*\*

Mr. Acres moved to adopt Resolution No. 190-2021, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

July 12, 2021

Services Committee: 5-17-2021

RESOLUTION NO. 191-2021

**AUTHORIZING FILLING OF VACANCIES**

By Mr. Perkins, District 7 and Mr. Lightfoot, District 3

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

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

**WHEREAS**, Resolution No. 369-2019 and Resolution No. 253-2020 authorized the continuance of the current vacancy review process with a recommendation that the vacancies continue to be deliberated at each jurisdictional committee, but one resolution be created for all approved positions to be considered at the Regular Board Meeting,

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

<b>Department/Unit:</b>	<b>Title:</b>	<b>Position</b>	<b>Type</b>	<b>Duration</b>	<b>Timeline</b>
County Clerk/DMV	Motor Vehicle Clerk	009100018	FT	Permanent	Immediate
County Clerk/DMV	Motor Vehicle Clerk	009100007	FT	Permanent	Immediate
Office for the Aging	Keyboard Specialist	003100048	FT	Permanent	Immediate
Treasurer's Office/Accounting	Principal Account Clerk	100300006	FT	Contingent	Immediate
Information Technology	Computer Technician	202700001	FT	Contingent	Immediate
Social Services/Children's Services	Caseworker	815000024	FT	Contingent	Immediate
Social Services/Children's Services	Caseworker	815000031	FT	Permanent	Immediate
Social Services/Children's Services	Senior Caseworker	815100013	FT	Contingent	Immediate
Community Services/Mental Health	Behavioral Health Clinician	506500005 or 512400016	FT	Provisional	Immediate

**BE IT FURTHER RESOLVED** that the Position No. 506500005, Mental Health Counselor, be abolished in Community Services if a Licensed Social Worker position is chosen, and

**BE IT FURTHER RESOLVED** that the appointing authorities are authorized to fill the positions as provided for in the resolution.

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July 12, 2021

Mr. Perkins moved to adopt Resolution No. 191-2021, seconded by Mr. Lightfoot, and carried unanimously by a voice vote with fifteen (15) yes votes.

RESOLUTION NO. 192-2021

**APPROVING THE PROPOSED BANKRUPTCY RESTRUCTURING PLAN OF  
PURDUE PHARMA, L.P. AND AUTHORIZING A VOTE IN FAVOR OF THE  
PROPOSED ACCOMPANYING SETTLEMENT REGARDING THE MANUFACTURE  
AND DISTRIBUTION OF OPIOIDS**

By Mr. Acres, District 8

**WHEREAS**, St. Lawrence County has the second highest opioid related inpatient hospital admissions rate in the State, and according to the New York State Department of Health drug-related hospital stays have risen more than sixty percent (60%) over the past four years, and

**WHEREAS**, the figures of the New York State Department of Health indicate that at least thirty-one (31) people died from opiate or heroin overdoses in St. Lawrence County between 2010 and 2014, and

**WHEREAS**, in 2017, St. Lawrence County, through its law firm Simmons, Hanly, Conroy, P.C., joined a class action lawsuit with numerous other municipal entities against Pharmaceutical companies, drug manufacturers and distributors, which included Purdue Pharma, L.P., and

**WHEREAS**, Purdue Pharma, L.P. and Abbott Laboratories were alleged to have created damages as a result of the usage and prescription of OxyContin to the general public, and

**WHEREAS**, shortly after commencing the lawsuit, in which St. Lawrence County is a party, Purdue Pharma, L.P. filed for bankruptcy protection in the United States Federal Court, and

**WHEREAS**, during the course of the bankruptcy proceeding, a plan (“Plan”) for settlement with all of the litigant creditors has been proposed and is in the process of being developed, and

**WHEREAS**, the Plan seeks to resolve the bankruptcy cases by settlement and is the culmination of over two (2) years of negotiations and work among the municipal attorney, certain of the States’ Attorneys’ Generals, the United States Government, the Debtors and the Purdue Pharma, L.P. shareholders (the “Sackler Families”), and various other opioid creditor representatives, including, during the bankruptcy cases, the Official Committee of Opioid Creditors, and

**WHEREAS**, that settlement is now before the bankruptcy court for final confirmation and, as part of the process, all creditors who filed a “proof of claim” against the bankruptcy estate are being asked to vote on the proposed restructuring plan that emerged from the settlement

July 12, 2021

negotiations, and

**WHEREAS**, while the specific terms of the bankruptcy settlement have been shared with the St. Lawrence County Legislators, they are confidential due to the pendency of the litigation and the nature of the proceedings, and

**WHEREAS**, without addressing the specifics terms of the settlement, the proposed final settlement value has been identified to be in the range of \$4.275 billion and \$6.275 billion to be distributed between the various creditors and litigants of this matter, and

**WHEREAS**, in order for the proposed settlement to proceed, each creditor is being asked to vote on the proposed restructuring plan by July 9<sup>th</sup>,

**NOW, THEREFORE, BE IT RESOLVED** the Board of Legislators approves the proposed Bankruptcy Restructuring Plan of Purdue Pharma, L.P. and authorized a vote in favor of the proposed accompanying settlement regarding the manufacture and distribution of opioids, and

**BE IT FURTHER RESOLVED** that this Resolution shall be effective nunc pro tunc to July 9<sup>th</sup>, 2021.

\*\*\*

Mr. Denesha moved to adopt Resolution No. 192-2021, seconded by Mr. Perkins and Mr. Forsythe, and carried by a voice vote with fourteen (14) yes votes, and one (1) no vote (Acres).

RESOLUTION NO. 193-2021

**AUTHORIZING THE CHAIR TO SIGN A MEMORANDUM OF UNDERSTANDING WITH FRANKLIN MACKIN III TO COLLECT DELINQUENT TAXES, FEES, AND PENALTIES, AND FORGIVE THE INTEREST ONLY ASSOCIATED WITH REAL PROPERTY KNOWN AS 30 PYRITES RUSSELL ROAD, TOWN OF RUSSELL, COUNTY OF ST. LAWRENCE, STATE OF NEW YORK (TAX MAP NO. 147.002-2-6) PURSUANT TO ARTICLE 11 OF THE REAL PROPERTY TAX LAW**

By Mr. Acres, District 8

**WHEREAS**, Franklin Mackin III owns property located at 30 Pyrites Russell Road, Town of Russell, County of St. Lawrence, State of New York (Tax Map No. 147.002-2-6), being the site of a former school house converted to a car salvage yard, and

**WHEREAS**, as of July 1, 2021, taxes, penalties, fees and interest are due and owing in the amount of \$58,857.20, and

**WHEREAS**, of the \$58,857.20, the base tax, fees, and penalties due and owing on the property, exclusive of the interest, is \$28,472.88, and

July 12, 2021

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

**WHEREAS**, the County has commenced foreclosure proceedings with the expectation that the action would likely be converted to Supplementary Proceedings pursuant to Real Property Tax Law §§1138 and 990 in order to collect the taxes, penalties, fees and interest due and owing with respect to the subject parcel, and

**WHEREAS**, in an effort to resolve the litigation and settle the account, Mr. Mackin has placed in escrow the full amount of the base taxes due and owing which includes the fees and penalties but excludes interest, and

**WHEREAS**, upon a review of the property history and in consideration of the likelihood of significant contamination, recovery through foreclosure of the property and sale at auction is unlikely to produce a successful bid equivalent to the money currently placed in escrow, and

**WHEREAS**, in exchange for the resolution, the Board of Legislators will forgive the interest currently imposed upon the subject property, with the property remaining subject to all future relevant real property taxes,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a Memorandum of Understanding with Franklin Mackin III to collect delinquent taxes, fees, and penalties and forgive the interest only associated with real property known as 30 Pyrites Russell Road, Town of Russell, County of St. Lawrence, State of New York (Tax Map No. 147.002-2-6) pursuant to Article 11 of the Real Property Tax Law, upon approval of the County Attorney.

\*\*\*

Mr. Acres moved to adopt Resolution No. 193-2021, seconded by Ms. Curran and Mr. Denesha, and carried unanimously by a voice vote with fifteen (15) yes votes.

**RESOLUTION NO. 194-2021**

**AUTHORIZING THE CHAIR TO SIGN AN ACCESS AGREEMENT WITH THE TOWN OF PIERREPONT VETERANS' MEMORIAL FUND TO ESTABLISH AND ERECT A MONUMENT ON COUNTY PROPERTY DEDICATED TO HONORING ST. LAWRENCE COUNTY LOCAL VETERANS**

By Mr. Perkins, District 7

**WHEREAS**, the Town of Pierrepont Veterans' Memorial Fund, hereinafter ("TPVMF"), is a 501(c)(3) charity founded to construct and maintain a suitable memorial to honor local veterans of St. Lawrence County who served in the military during both wartime and peacetime, and

July 12, 2021

**WHEREAS**, the TPVMF have been funded by small donations and a significant bequest from the estate of a local resident, and with volunteer labor they have constructed and dedicated a monument that features a series of walls that hold "bricks" showing the names of individual veterans, dates of service, and information, and

**WHEREAS**, since the creation of the original memorial, the monument has been located in front of the Pierrepont Museum, next to the Town hall on State Highway 68 in Pierrepont, and

**WHEREAS**, the monument included local residents who fought in the early wars of the United States such as the Civil War, the American Revolution and the Spanish American War, and

**WHEREAS**, since the monuments construction, due to placement and weather exposure, the individual bricks have suffered from deterioration and require weather protection in the form of the construction of a roof system, and

**WHEREAS**, the current location of the Monument is very limited in space and does not allow for additional construction as it would block the view of the Pierrepont Museum, and

**WHEREAS**, the County owns property at the Northeast intersection of County Route 29 and County Route 24 (Tax Map # 104.056-1-27) that is just under an acre in size and has been unused for many years, and

**WHEREAS**, the TPVMF has made a formal request of the County to allow for the transfer of the Monument to this location for erection of the Monument,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to Sign an Access Agreement with the Town of Pierrepont Veterans' Memorial Fund to Establish and Erect a Monument on County Property Dedicated to Honoring St. Lawrence County Local Veterans, upon approval of the County Attorney.

\*\*\*

Mr. Acres moved to adopt Resolution No. 194-2021, seconded by Ms. Curran, Mr. Smithers, Mr. Arquiett, Mr. Denesha, Mr. Lightfoot, and Mr. Sheridan, carried unanimously by a voice vote with fifteen (15) yes votes.

**COUNTY ADMINISTRATOR'S REPORT:** There was no County Administrator's Report.

Mr. Soper said he spoke with the Director of CDP, Alicia Dumas, regarding the issue with funds from New York State not being released in a timely manner, and she said they just received notice that funds would finally be released within fifteen (15) days.

July 12, 2021

**OLD/NEW BUSINESS:**

Mr. Forsythe moved to adopt a resolution supporting the City of Ogdensburg in their efforts to have Home Rule Legislation to collect an additional 1% Sales and Compensating Use Tax, seconded by Mr. Reagen.

Mr. Arquiett moved to Table the resolution to the July Finance Committee meeting, seconded by Mr. Smithers and Ms. Haggard, and carried by a voice vote with thirteen (13) yes votes, and two (2) no votes (Forsythe and Reagen).

Mr. Forsythe moved to adopt a resolution to instruct the County Administrator to design a budget to reduce property tax by ten-percent (10%), seconded by Ms. Curran.

Mr. Reagen moved to amend the resolution to include removing sales tax from heating fuel, seconded by Ms. Curran.

Mr. Reagen called the Question, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes.

Amendment failed by a roll call vote with eleven (11) no votes, and four (4) yes votes (Reagen, Forsythe, Sheridan, and Curran).

Motion failed on original motion by a roll call vote with twelve (12) no votes, and three (3) yes votes (Reagen, Forsythe, and Curran).

**COMMITTEE REPORTS:** There were no Committee Reports.

Mr. Forsythe moved to go to Executive Session at 9:20 p.m. to discuss litigation, personnel, and appointments, seconded by Ms. Curran, and carried unanimously by a voice vote with fifteen (15) yes votes.

**EXECUTIVE SESSION**

Ms. Curran moved to go to Open Session at 10:16 p.m., seconded Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes.

Ms. Curran moved to appoint the following individual to the **Office for the Aging Advisory Board (Term to expire: 7-12-2023)**, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes:

Joan Howlett, 14 High Street, Norwood 13668

Ms. Curran moved to reappoint the following individual to the **Office for the Aging Advisory Board (Term to expire: 7-12-2023)**, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes:

July 12, 2021

Gail M. Teele, 162 North Road, Lisbon 13658

Ms. Curran moved to reappoint the following individual to the **Environmental Management Committee (Term to expire: 7-12-2023)**, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes:

Tiernan Smith, 522 Crescent Street, Ogdensburg 13669

Ms. Curran moved to reappoint the following individual to the **North Country HOME Consortium (Term to expire: 7-12-2025)**, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes:

David B. Duff, 64 S. Woods Road, Hammond 13646

Mr. Lightfoot moved to appoint the following individual to the **Office for the Aging Advisory Council (Term to expire 6/7/2024)**, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes:

Matthew J. Manierre, 45 ½ Pierrepont Avenue, Potsdam 13676

Mr. Lightfoot moved to appoint the following individual to the **Board of Health Advisory Board (Term to expire: 12/31/2026)**, seconded by Mr. Perkins, and carried unanimously by a voice vote with fifteen (15) yes votes:

Kathleen Terrence, MD, 175 Becker Road, Lisbon 13658

Mr. Acres moved to reappoint the following individual to the **St. Lawrence County Workforce Development Board (Term to expire: 08/31/2024)**, seconded by Mr. Lightfoot, and carried unanimously by a voice vote with fifteen (15) yes votes:

Lynn Blevins, 122 Delaney Road, Ogdensburg 13669

Mr. Acres moved to reappoint the following individuals to the **St. Lawrence County Trails Advisory Board (Terms to expire: 7/12/2024)**, seconded by Mr. Lightfoot, and carried unanimously by a voice vote with fifteen (15) yes votes:

Debbie Christy, 367 Judson Street Road, Canton 13617

John Glasgow, 5840 County Route 24, Canton 13617

Stanley Hewlett, 1156 Old Dekalb Road, Canton 13617

**CHAIR'S APPOINTMENTS:** Chair Sheridan appointed the following to the Emergency Services Communications Committee: Larry Denesha, (Chair), Tony Arquiett, Rita Curran, Bob Crowe, Mathew Anabel, Matt McDonald, Mark Devers, Jason Olson, Sean O'Brien, Matt Denner, and Jonathan Mitchell.

July 12, 2021

**ADJOURNMENT:** Chair Sheridan adjourned the July Full Board Meeting at 10:21 p.m., as there was no further business.