

St. Lawrence County  
**BOARD OF LEGISLATORS**  
48 Court Street, Court House  
Canton, New York 13617-1169  
(315) 379-2276  
FAX (315) 379-2463

**RUTH A. DOYLE**  
County Administrator

**WILLIAM J. SHERIDAN**  
Chair, Board of Legislators

**FINANCE COMMITTEE AGENDA**  
**KEVIN ACRES, CHAIR**  
**MONDAY, FEBRUARY 22, 2021**  
**\*\*\*BOARD ROOM AND LIVE VIA YOUTUBE \*\*\***  
**\*\*\*5:30 P.M. \*\*\***

**\*\*PURSUANT TO THE STATE OF EMERGENCY EXECUTIVE ORDER 202.1 ARTICLE 7, SUSPENSION OF LAW ALLOWING THE ATTENDANCE OF MEETINGS TELEPHONICALLY OR OTHER SIMILAR SERVICE\*\***

- 1. CALL TO ORDER AND APPROVAL OF AGENDA**
- 2. APPROVAL OF MINUTES – January 25**
- 3. COVID-19 UPDATE – Dr. Andrew Williams**
- 4. REAL PROPERTY – BRUCE GREEN**
  - A. Authorizing the Chair to Sign a Contract with Systems Development Group, Inc. for Licensing, Hosting, and Software Support for Image Mate Online for the Real Property Office (Res)
- 5. HIGHWAY – DON CHAMBERS**
  - A. REDI Project at the Northumberland Street Bridge Over Morristown Bay (Discussion)
  - B. Approving New York State Department of Transportation Supplemental Agreement #1 for Final Design for the St. Lawrence County Bridge Preservation (2 Bridges) BIN 3340980, BIN 3341780, PIN 775396 (Res)
  - C. Authorizing the Chair to Sign a Contract for Shared Services between the New York State Department of Transportation and St. Lawrence County (Res)
  - D. Authorizing the Chair to Sign a Contract with Barton and Loguidice, D.P.C. for Spill Prevention Control and Countermeasure Plan Update and Modifying the 2021 Budget for the Department of Highway (Res)
  - E. Highway Outpost Update (Discussion)
- 6. WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) – BARB LASUA**
  - A. Modifying the Budget for the Workforce Innovation and Opportunity Act for PY18 For Trade and Economic Transition National Dislocated Worker Grant (WIOA) (Res)
  - B. Modifying the Budget for the Workforce Innovation and Opportunity Act (WIOA) for PY20 for the Employment Recovery National Dislocated Worker Grant (Res)
  - C. H-1B Rural Healthcare Grant (Discussion)

*If you have a disability and need accommodations, please call the Board of Legislators Office at (315) 379-2276 at least 48 hours before the scheduled meeting to advise what accommodations will be necessary.*

**7. COUNTY ATTORNEY – STEVE BUTTON**

- A. Authorizing the Chair to Sign and Transfer a Utility Easement for a Portion of the Former J&L Site to National Grid (Res) (Info)
- B. Authorizing the Chair to Sign a Contract with Allied World Insurance for Medical Malpractice Insurance Coverage for County-Employed Medical Providers (Res)

**8. SOCIAL SERVICES – CINDY ACKERMAN**

- A. Modifying the 2020 Budget for Social Services for Foster Care, Adoption Services, HEAP, and Technology (Res)

**9. LEGISLATOR LIGHTFOOT**

- A. Commending the Honorable Greg Storie, County Court Judge, for Adopting New Policies Associated with the Issuance of Pistol License Restrictions and the Cross-Registrations of Pistols for Members of Different Households in St. Lawrence County (Res)

**10. LEGISLATOR REAGEN AND LEGISLATOR FORSYTHE**

- A. Authorizing the County Attorney to Render Assistance to the City of Ogdensburg for the Remediation of Several Properties Believed to be Environmentally Contaminated Located within the City of Ogdensburg (Res)

**11. LEGISLATOR SHERIDAN, LEGISLATOR DENESHA, LEGISLATOR PERKINS, AND LEGISLATOR ARQUIETT**

- A. Setting a Date for a Public Hearing on Proposed Local Law A (No. \_\_) for the Year 2021, “A Local Law Re-Establishing the St. Lawrence County Multi-Use Recreational Trail System and Establishing a Trail Permitting Process” (Res)

**12. LEGISLATOR DENESHA**

- A. Requesting the New York State Legislature Provide Level Funding for the Northern New York Agricultural Development Program in the FY2022 State Budget at \$300,000 (Res)

**13. COUNTY ADMINISTRATOR’S REPORT – RUTH DOYLE**

- A. Appointing a Records Management Officer for St. Lawrence County (Res)

**14. COMMITTEE REPORTS**

- A. Cornell Cooperative Extension Board (Denesha)
- B. Fish and Wildlife Management Board, Region 6 (Curran)
- C. Fisheries Advisory Board (Terminelli)
- D. Gouverneur Fair Board (Smithers)
- E. Highway/Solid Waste Committee (Smithers)
- F. Industrial Development Agency (Reagen)

*If you have a disability and need accommodations, please call the Board of Legislators Office at (315) 379-2276 at least 48 hours before the scheduled meeting to advise what accommodations will be necessary.*

- G. Recreational and Trails Advisory Board (Arquiett/Perkins)
- H. St. Lawrence River Valley Redevelopment Agency (RVRDA) (Forsythe)
- I. St. Lawrence County Chamber of Commerce (Haggard)
- J. Soil & Water Conservation District Board of Directors (Acres/Burke)

**15. OLD AND NEW BUSINESS**

**\*\*\*Note:** *Please allow a few minutes for the electronic transition to executive session\*\*\**

**16. EXECUTIVE SESSION**

- A. Negotiations
- B. Litigation
- C. Personnel
- D. Appointments

**\*\*\*Note:** *Please allow a few minutes for the electronic transition to open session\*\*\**

**17. ADJOURNMENT** – If there is no further business.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH SYSTEMS DEVELOPMENT GROUP, INC. FOR LICENSING, HOSTING, AND SOFTWARE SUPPORT FOR IMAGE MATE ONLINE FOR THE REAL PROPERTY OFFICE**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, in August 2001, Resolution No. 227-2001 was adopted providing access to real property information through the Image Mate Online Program on the internet provided by Systems Development Group, Inc., and

**WHEREAS**, the cost is \$6,000 annually (R1013554 43007) for licensing, hosting, and software support for this program, and

**WHEREAS**, St. Lawrence County continues to provide free access to this program to assessors, other County departments and government officials/agencies that subscribe, and

**WHEREAS**, St. Lawrence County provides access to professionals and organizations for an annual fee of \$300 to use this information in the performance of their duties relating to real property tax administration, and

**WHEREAS**, this service eliminates the need of the subscriber to contact the Real Property Office for real property information, freeing up time of staff to perform other duties,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a contract with Systems Development Group, Inc. for licensing, hosting, and software support for Image Mate Online for the Real Property Office, upon approval of the County Attorney.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**APPROVING NEW YORK STATE DEPARTMENT OF TRANSPORTATION  
SUPPLEMENTAL AGREEMENT #1 FOR FINAL DESIGN FOR THE  
ST. LAWRENCE COUNTY BRIDGE PRESERVATION (2 BRIDGES)  
BIN 3340980, BIN 3341780, PIN 775396**

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 Final Design for the St. Lawrence County Bridge Preservation (2 Bridges), Island Branch Road over Island Branch of the Oswegatchie River, BIN 3340980, and County Route 27 over the South Branch of the Grasse River, BIN 3341780, PIN 775396 (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 eighty percent (80%) Federal funds and twenty percent (20%) non-Federal funds, and

**WHEREAS**, the Board of Legislators desires to advance the above project by making a commitment of one-hundred percent (100%) of the Federal and non-Federal share of the costs of Final Design,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators approves New York State Department of Transportation Supplemental Agreement #1 for Final Design for the St. Lawrence County Bridge Preservation (2 bridges) BIN 3340980, BIN 3341780, PIN 775396, and

**BE IT FURTHER RESOLVED** that the Board of Legislators authorizes the Treasurer to pay in the first instance one-hundred percent (100%) of the Federal and non-Federal share of the cost of Final Design for the Project or portions thereof, and

**BE IT FURTHER RESOLVED** that all necessary funds have been appropriated pursuant to the 2021 St. Lawrence County Adopted Budget (HM299509 90600) and made available to cover the cost of participation in the above phase of the Project, and

**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 as soon as possible 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 authorized the Chair to sign 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

March 1, 2021

eligible projects costs and all project costs with appropriations therefore that are not so eligible,  
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.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT FOR SHARED SERVICES  
BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION  
AND ST. LAWRENCE COUNTY**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, the New York State Department of Transportation (NYSDOT) is committed to assisting municipalities in responding to emergencies that affect the transportation system, and

**WHEREAS**, in the event that the local Highway system is impacted by an event, NYSDOT forces can normally only offer assistance when an Emergency Declaration has been made by the Governor, and

**WHEREAS**, in the absence of an Emergency Disaster Declaration by the Governor and/or suspension of Highway Law §55, NYSDOT forces can assist local municipalities with issues on the local Highway System if a Shared Services Agreement has been entered into between the Municipality and New York State, and

**WHEREAS**, by executing an Agreement beforehand, emergency needs on the Highway System of the County can be addressed without having to wait for paperwork to be processed or an Emergency Declaration to be enacted, and

**WHEREAS**, without a Shared Services Agreement, requests for assistance would have to be made through the Director of Emergency Services of St. Lawrence County and the local resources of the County would need to be exhausted before NYS DOT could provide assistance,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a contract for shared services between the New York State Department of Transportation and St. Lawrence County, upon approval of the County Attorney.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH  
BARTON AND LOGUIDICE, D.P.C. FOR SPILL PREVENTION CONTROL  
AND COUNTERMEASURE PLAN UPDATE AND MODIFYING  
THE 2021 BUDGET FOR THE DEPARTMENT OF HIGHWAYS**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, the St. Lawrence County Department of Highways stores and uses petroleum products for daily operations, and

**WHEREAS**, Federal Oil Pollution Prevention Regulation, 40 CFR Part 112, requires facilities storing oil to develop and maintain a Spill Prevention Control and Countermeasure (SPCC) Plan to mitigate and control any potential environmental hazards associated with the storage or use of petroleum products, and

**WHEREAS**, the Highway Department last updated the SPCC Plan in 2016 and regulations require that it be updated every five years, and

**WHEREAS**, Barton & Loguidice, D.P.C. (B&L) has prepared a proposal to assist the County with an update of the existing SPCC Plan for a flat fee of \$5,000, and

**WHEREAS**, the Department of Highways projects additional revenue through the sale of equipment to cover this expenditure,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign a contract with Barton and Loguidice, D.P.C. for Spill Prevention Control and Countermeasure Plan Update, upon approval by the County Attorney, and

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

**INCREASE APPROPRIATIONS:**

HR051304 43007	H RM Other Fees and Services	\$5,000
----------------	------------------------------	---------

**INCREASE REVENUE:**

HR026655 55000	H LR Sales of Equipment	\$5,000
----------------	-------------------------	---------



March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**MODIFYNG THE BUDGET FOR THE WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) FOR PY18 FOR THE TRADE AND ECONOMIC TRANSITION NATIONAL DISLOCATED WORKER GRANT**

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**, the Local Workforce Development Area received notice that it has been approved for additional funding under the Trade and Economic Transition National Dislocated Worker Grant (TET-DWG), and

**WHEREAS**, the Notice of Obligational Authority is in the amount of \$17,922, and the funds are available for use through September 30, 2021, and

**WHEREAS**, the Workforce Development Board Resolution 21-A13-03 approved modifying the budget,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Treasurer to modify the Budget for the Workforce Innovation Opportunity Act (WIOA) for PY18 for the Trade and Economic Transition National Dislocated Worker Grant, as follows:

**INCREASE APPROPRIATIONS:**

UE862901 12000 TET	Supervisory/Administrative	\$1,018
UE862901 19501 TET	Longevity Payments	18
UE862908 81000 TET	Retirement	140
UE862908 83000 TET	Social Security	71
UE862908 84000 TET	Workers Compensation	28
UE862908 84500 TET	Group Life Insurance	1
UE862908 86000 TET	Hospital & Medical Insurance	370
UE862908 86500 TET	FB Dental Insurance	9
UE862908 89000 TET	Vision Insurance	4
UE862911 12000 TET	Supervisory/Administrative	1,158
UE862911 19501 TET	Longevity Payments	32
UE862911 19550 TET	Health Insurance Buyout	71
UE862918 81000 TET	Retirement	169
UE862918 83000 TET	Social Security	96
UE862918 84000 TET	Workers Compensation	35
UE862918 84500 TET	Group Life Insurance	1
UE862918 86500 TET	FB Dental Insurance	11
UE862918 89000 TET	Vision Insurance	4
UE862924 461TU TET	Tng Tuition Fees	<u>14,686</u>
		\$17,922

March 1, 2021

**INCREASE REVENUE:**

UE847905 57000 TET

Federal Aid

\$17,922

**BE IT FURTHER RESOLVED** that any funds remaining at the end of the program year will be rolled over to future years until fully expended.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**MODIFYING THE BUDGET FOR THE WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) FOR PY20 FOR THE EMPLOYMENT RECOVERY NATIONAL DISLOCATED WORKER GRANT**

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**, the Local Workforce Development Area received notice that it has been awarded funding under the Employment Recovery National Dislocated Worker Grant (ER-NDWG), and

**WHEREAS**, the Notice of Obligational Authority is in the amount of \$14,565, and the funds are available for use through September 30, 2022, and

**WHEREAS**, the Workforce Development Board Resolution 21-A13-04 was approved which modified the Budget,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Treasurer to modify the Budget for the Workforce Innovation and Opportunity Act (WIOA) for PY20 for the Employment Recovery National Dislocated Worker Grant, as follows:

**INCREASE APPROPRIATIONS:**

UE062901 12000 ERDW	Supervisory/Administrative	\$757
UE062901 19501 ERDW	Longevity Payments	14
UE062908 81000 ERDW	Retirement	112
UE062908 83000 ERDW	Social Security	55
UE062908 84000 ERDW	Workers Compensation	20
UE062908 84500 ERDW	Group Life Insurance	1
UE062908 86000 ERDW	Hospital & Medical Insurance	295
UE062908 86500 ERDW	FB Dental Insurance	7
UE062908 89000 ERDW	Vision Insurance	3
UE062911 12000 ERDW	Supervisory/Administrative	827
UE062911 19501 ERDW	Longevity Payments	23
UE062911 19550 ERDW	Health Insurance Buyout	50
UE062918 81000 ERDW	Retirement	124
UE062918 83000 ERDW	Social Security	69
UE062918 84000 ERDW	Workers Compensation	24
UE062918 84500 ERDW	Group Life Insurance	1
UE062918 86500 ERDW	FB Dental Insurance	8
UE062918 89000 ERDW	Vision Insurance	3
UE062924 461TU ERDW	Tng Tuition Fees	<u>12,172</u>
		\$14,565

March 1, 2021

**INCREASE REVENUE:**

UE047905 57000 ERDW

Federal Aid

\$14,565

**BE IT FURTHER RESOLVED** that any funds remaining at the end of the program year will be rolled over to future years until fully expended.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**AUTHORIZING THE CHAIR TO SIGN AND TRANSFER A UTILITY EASEMENT  
FOR A PORTION OF THE FORMER J&L SITE TO NATIONAL GRID**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, the County of St. Lawrence is the record title owner of 54 + acres of land in the Town of Clifton formerly owned by the Jones and Laughlin Steel Company and commonly referred to as the 'J&L Site' having taken title through tax foreclosure proceeding in 2014, and

**WHEREAS**, the County of St. Lawrence, along with the Town of Clifton and Town of Fine, desire to see one of the few Adirondack Park Industrial properties returned to productive use, and

**WHEREAS**, the County of St. Lawrence subdivided the original single lot into four (4) separate and distinct lots, and

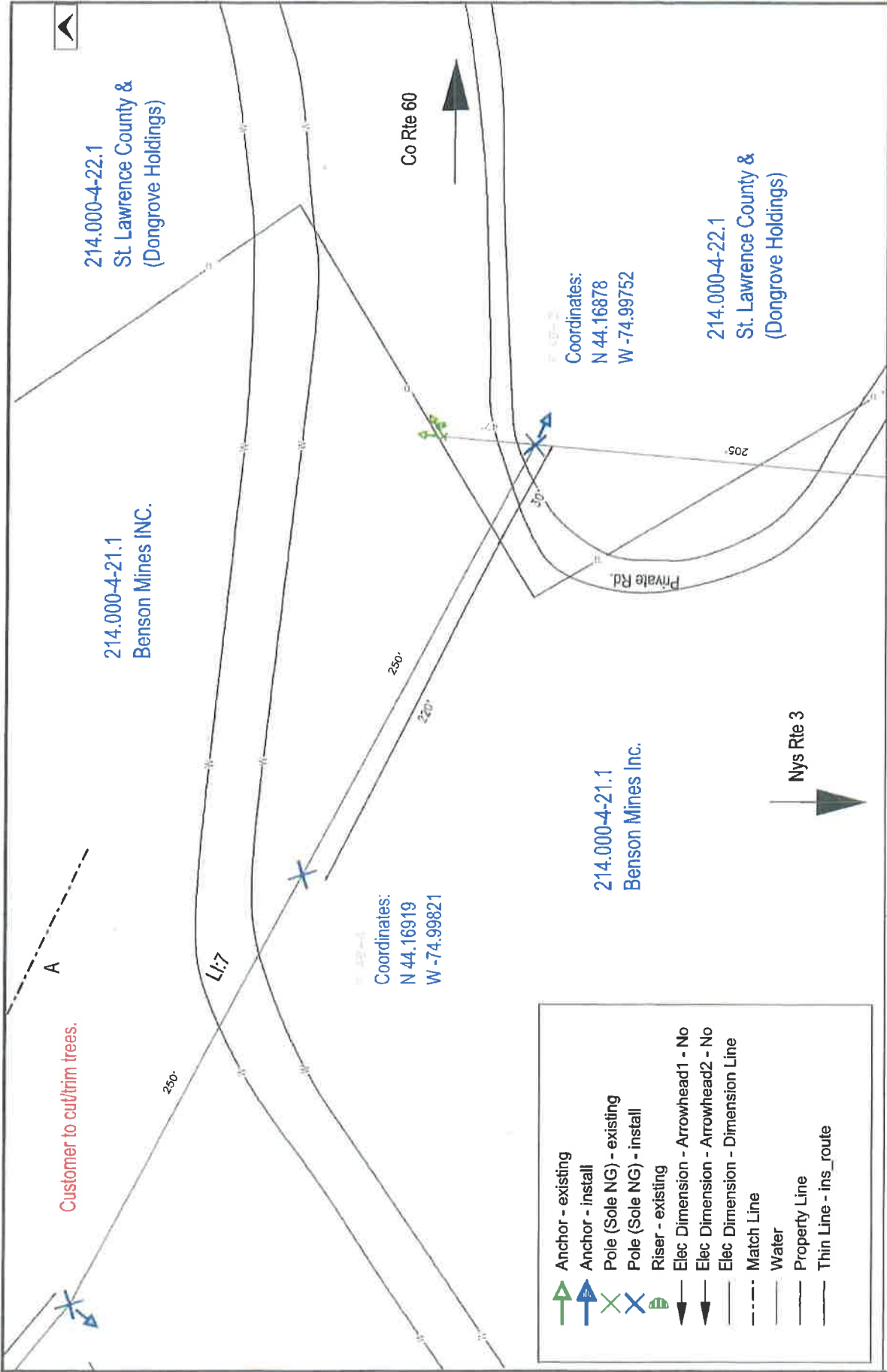
**WHEREAS**, National Grid, an electric utility provider, servicing both the Town of Fine and the Town of Clifton maintains an electric substation on one of the proposed separate and distinct lots (Parcel 'C') as a part of the site referred to as the J&L Site, and

**WHEREAS**, in 2015, St. Lawrence County granted to National Grid a permanent easement to continue to operate their substation on Parcel 'C' indefinitely, and

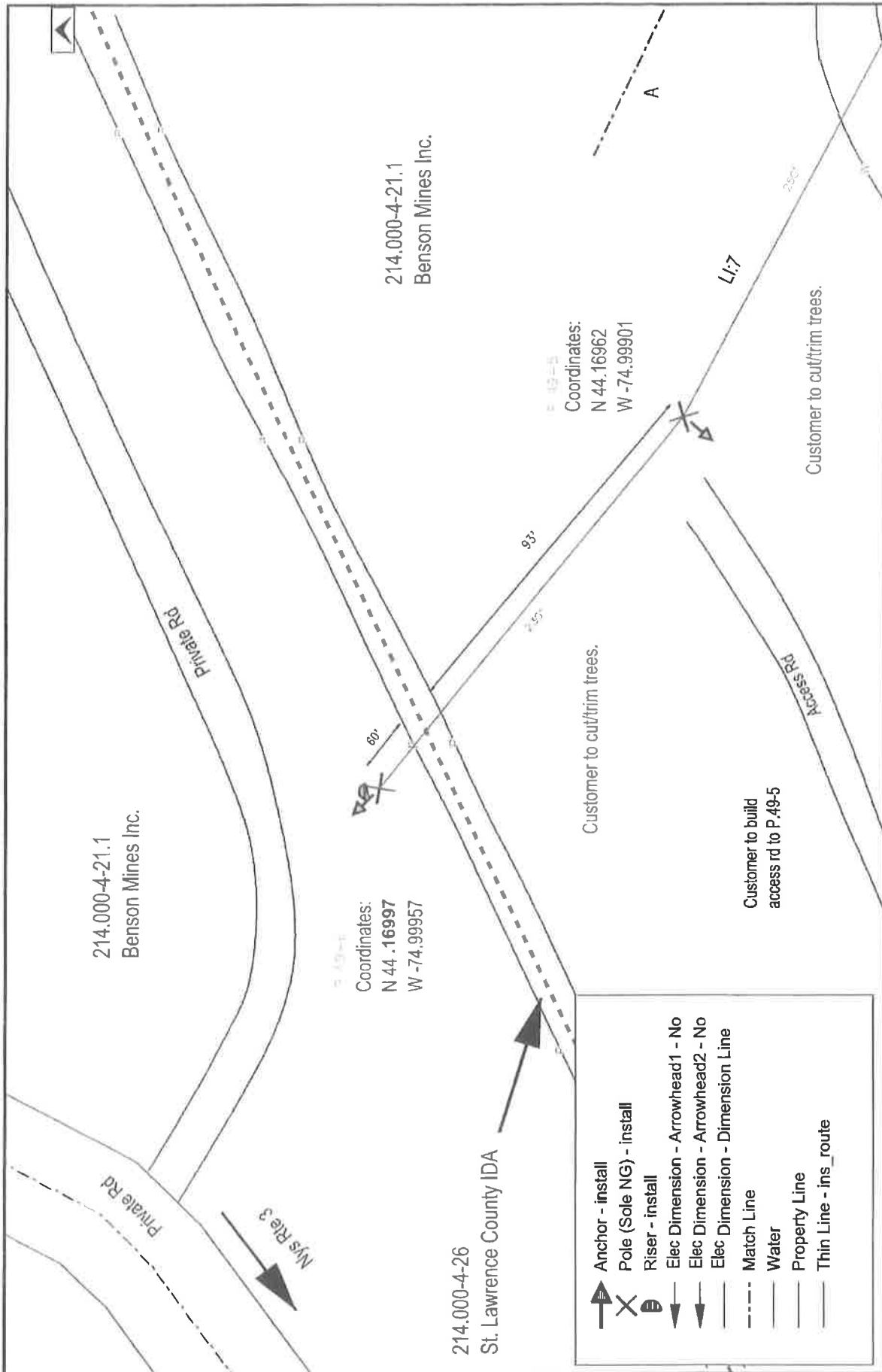
**WHEREAS**, in 2019, as a part of potential redevelopment of the Site, St. Lawrence County granted a five (5) year option to purchase the J&L Site to Benson Mines, Inc., and

**WHEREAS**, Benson Mines, Inc. and National Grid have determined that in order to further develop the J&L Site an additional permanent easement is required allowing power lines to be routed over the parcels to and from the National Grid substation and to the main parcel still owned by the County,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorizes the Chair to sign and transfer a utility easement for a portion of the J&L Site to National Grid, upon approval of the County Attorney.



<p><b>EASEMENT #:</b></p>	<p><b>EASEMENT SKETCH - EXHIBIT A</b></p>	<p><b>NOT TO SCALE</b></p>
<p><b>DESIGNER:</b> Richards, Jared <b>DATE:</b> December 19th, 2019 <b>WORK ORDER #:</b> 20-19-29061740</p>	<p><b>DEVELOPMENT NAME and LOCATION</b> Benson Mines Inc. 4583 Nys Rte 3, Star Lake, NY 13690 St. Lawrence Co, TD/6244 (Clifton)</p>	<p><b>nationalgrid</b></p> <p><b>STREET 1 OF 2</b></p>



- Anchor - install
- Pole (Sole NG) - install
- Riser - install
- Elec Dimension - Arrowhead1 - No
- Elec Dimension - Arrowhead2 - No
- Elec Dimension - Dimension Line
- Match Line
- Water
- Property Line
- Thin Line - ins\_route

<b>EASEMENT #:</b>	<b>EASEMENT SKETCH - EXHIBIT A</b>	<b>NOT TO SCALE</b>
<b>DESIGNER:</b> Richards, Jared <b>DATE:</b> December 19th, 2019 <b>WORK ORDER #:</b> 20-19-28061740	<b>DEVELOPMENT NAME and LOCATION</b> Benson Mines Inc. 4583 Nys Rte 3, Star Lake, NY 13690 St. Lawrence Co. TD/6244 (Clifton)	nationalgrid  SHEET 2 OF 2

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH ALLIED WORLD INSURANCE FOR MEDICAL MALPRACTICE INSURANCE COVERAGE FOR COUNTY-EMPLOYED MEDICAL PROVIDERS**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, the County is comprised of twenty-five (25) departments with three (3) of those departments currently operating with a statutory and legal obligation to render medical care, and

**WHEREAS**, the County has twenty-seven (27) medical professionals in the Community Services Department, nine (9) medical professionals in the Sheriff's Office, and ten (10) medical professionals in the Public Health Department that require medical malpractice insurance to insure the County against any loss or liability associated with the practice areas, and

**WHEREAS**, the Office of the County Attorney, by and through insurance broker Rose and Kiernan, secured quotes for the provision of medical malpractice insurance coverage, and

**WHEREAS**, Allied World Insurance was identified as the lowest, most reasonable bidder for the professional services, and

**WHEREAS**, the County has the ability to renew coverage through the extension of the original contract for medical malpractice coverage for the 2021-2022 coverage term (\$85,000 – LR028015 550MM),

**NOW, THEREFORE, BE IT RESOLVED** the Board of Legislators authorizes the Chair to sign a contract with Allied World Insurance for medical malpractice insurance coverage for County-Medical Providers, upon approval of the County Attorney.



March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**MODIFYING THE 2020 BUDGET FOR SOCIAL SERVICES FOR FOSTER CARE,  
ADOPTION SERVICES, HEAP, AND TECHNOLOGY**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, due to higher than anticipated costs in Foster Care and Adoption Services, additional HEAP expenditures, additional technology expenditures related to the health crisis, and lower than expected costs in Safety Net, it is necessary to modify the 2020 Social Services Budget,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators authorize the Treasurer to modify the 2020 Budget for Social Services for Foster Care, Adoption Services, HEAP, and technology, as follows:

**INCREASE APPROPRIATIONS:**

DSC61094 445VD CCEA	D EAF VD Travel	\$35,000
DSC61094 465BC CCEA	D EAF Board & Care	90,000
DSC61094 465CL CCEA	D EAF Clothing Allowance	55,000
DSC61094 465DA CCEA	D EAF Diaper Allowance	10,000
DSC61094 465IB CCEA	D EAF Institutional Board	190,000
DSC61094 465IS CCEA	D EAF Institutional Tuition	35,000
DSC61094 465PS	D EAF Preventive Services	9,623
DSC61194 465IB ADCFC	D ADCFC Institution Board	645,000
DSC61194 46500 ADAD	D ADCFC Adoption Subsidies-I	79,615
DSG60704 46500 DVIO	D Domestic Violence Indirects	<u>32,051</u>
		\$1,181,289

**DECREASE APPROPRIATIONS:**

B1019904 49700	B SPEC Contingency Account	\$1,119,687
DAM60104 49900	D MAEL Miscellaneous Expense	500
DAP60104 499EB	D TA EBICS Chargeback	894
DAP60104 49900	D TA Miscellaneous Expense	500
DAF60104 499FR	D FS Overpayment Repayments	52
DAT60104 499TF	D TRNG Local Share Training Fee	<u>2,981</u>
		\$1,124,614

**INCREASE REVENUE:**

DAT27015 55000	D Refund Prior Year Exp	\$1,253
DAT27705 55000	D OSFC Inc Unclass Rev	166
DPB18095 55000 BURY	D LR Fam Assist – Burials	200
DPC18095 55000 CAP	D LR Fam Assist – Cap	197
DPF18095 55000	D LR Family Assistance	614
DSC18195 55000	D LR Child Care	9,393
DSC18195 550CE	D School District CSE Payments	16,903
DSG36705 56000	D SA Services for Recipients	<u>27,949</u>
		\$56,675

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**COMMENDING THE HONORABLE GREG STORIE, COUNTY COURT JUDGE, FOR ADOPTING NEW POLICIES ASSOCIATED WITH THE ISSUANCE OF PISTOL LICENSE RESTRICTIONS AND THE CROSS-REGISTRATIONS OF PISTOLS FOR MEMBERS OF DIFFERENT HOUSEHOLDS IN ST. LAWRENCE COUNTY**

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

**WHEREAS**, the Second Amendment to the United States Constitution, adopted in 1791 as part of the Bill of Rights, protects the inalienable and individual right of the people to keep and bear arms, and

**WHEREAS**, the Supreme Court in the *District of Columbia v. Heller*, 554 U.S. 570 (2008), “[t]he Second Amendment...is the very product of an interest balancing by the people...(which) surely elevates above all other interests the rights of law-abiding, responsible citizens to use arms in defense of hearth and home.”, and

**WHEREAS**, the Supreme Court in *McDonald v. Chicago*, 561 U.S. 742 (2010), affirmed that the right of an individual to “keep and bear arms,” as protected under the Second Amendment, is incorporated by the Due Process Clause of the Fourteenth Amendment against the “infringement by the States”, and

**WHEREAS**, the members of the Board of Legislators took an oath to support and defend the United States Constitution, the Constitution of the State of New York and the laws of the State of New York and by implication question the constitutionality of legislation that infringes upon constitutional rights, 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**, in 2009, the St. Lawrence County Court Judge, as pistol licensing officer for St. Lawrence County, began placing certain restrictions on those licenses issued by the Court for concealed carry of a firearm, known as “Outdoor Sportsmen” restrictions, and

**WHEREAS**, these restrictions prohibited individuals who had validly issued licenses from carry their weapon concealed in any location other than to and from the home of the licensee and hunting, fishing, or berry-picking locations, and

**WHEREAS**, with the retirement of sitting County Court Judge, on January 1, 2020, Hamilton County Judge Tatiana Coffinger, assumed the responsibility of pistol licensing officer for St. Lawrence County, and

March 1, 2021

**WHEREAS**, on that same day, Judge Coffinger released a memorandum announcing that she would entertain applications for removal of previously imposed restrictions based upon the applicants ability to demonstrate appropriate gun safety education, and

**WHEREAS**, the Board of Legislators has long been concerned with the constitutional rights of citizens in St. Lawrence County, specifically with respect to the application and interpretation of the Second Amendment of the United States Constitution and while appreciative of the steps employed by Judge Coffinger to remove pistol restrictions, the Board objected to the imposition of a new prohibition on cross-registration of pistols by members of different households, and

**WHEREAS**, since 2015 the Board of Legislators 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 pistol licensing scheme established by the State of New York as follows:

- Local Law 6 for the Year 2015, “Defining the Term ‘Proper Cause’ as found in Penal Law §400.00 (2)(f) regarding licenses to carry, possess, repair, and dispose of firearms”
- Resolution No. 141-2017, Supporting Senate Bill 879C, Assembly Bill 6140 and Senate Bill 3382 Regarding Repeal of the New York SAFE Act for Upstate New York
- Resolution No. 66-2018, Urging the State Representatives of St. Lawrence County to Pass Legislation Regarding Pistol Licensure to Create Uniformity Among the Various Counties
- Resolution No. 104-2019, Supporting the Decision of the St. Lawrence County District Attorney to Refuse to Prosecute Alleged Offenses under the “Seven-Bullet” Provision of the New York Secure Ammunition and Firearms Enforcement Act of 2013, Penal Law §265.37
- Resolution No. 105-2019, Calling on Senators Ritchie, Griffo, and Little and Calling on Assemblymen Walczyk, Jones, Smullen, and Blankenbush to Jointly or Severally Introduce Legislation to Repeal the “Seven Bullet” Provision of the New York State Secure Ammunition and Firearms Enforcement Act of 2013, Penal Law §265.37
- Resolution No. 106-2019, Authorizing the Filing of an Amicus Curiae Brief or Joining a Previously Filed Amicus Curiae Brief in the Matter of the New York State Rifle and Pistol Association et. al. V. the City of the New York, State of New York et. al. Currently Pending before the United States Supreme Court
- Resolution No. 109-2019, 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
- Resolution No. 50-2020, Applauding the Recent Decision of Hamilton County Court Judge Coffinger, the Newly Appointed Court Pistol Licensing Authority for St. Lawrence County, in Establishing a Procedure and Implementing Protocol for the Removal of Pistol License Restrictions
- Resolution No. 51-2020, Calling Upon the Pistol Licensing Authority to Allow for Cross Registration of those Permitted to Possess Firearms in St. Lawrence County with any other Holder with Licenses in the State of New York
- Resolution No. 63-2020, Authorizing the Creation of a Gun Safety Educational Program for St. Lawrence County

**WHEREAS**, on January 1, 2021, newly elected County Court Judge Greg Storie assumed the responsibility of pistol licensing officer for St. Lawrence County, and

March 1, 2021

**WHEREAS**, on January 25, 2021, Judge Storie held a meeting with the various pistol licensing stakeholders to outline new changes the Court was ordering associated with the issuance and maintenance of pistol licenses in St. Lawrence County, and

**WHEREAS**, Judge Storie communicated his willingness to remove the pistol license restrictions unrelated to any prerequisite of a pistol licensing class upon application of those holding a duly issued pistol license in St. Lawrence County on a form accessible and created by the St. Lawrence County Clerk, and

**WHEREAS**, Judge Storie also communicated that he would abolish the current restrictions on cross registration, permitting cross registration for anyone that resides in St. Lawrence County with a valid pistol license so that now, even members of different households are eligible to cross register pistols, and

**WHEREAS**, the Board of Legislators supports the position Judge Greg Storie has announced as consistent with that which is required by the United States Constitution and that which the Board of Legislators has fought for over the past six years, and

**WHEREAS**, the Board of Legislators is pleased to be able to announce these changes consistent with the orders and the directives issued by Judge Greg Storie,

**NOW, THEREFORE, BE IT RESOLVED** the Board of Legislators commends the Honorable Greg Storie, County Court Judge, for adopting new policies associated with the issuance of pistol license restrictions and the cross-registrations of pistols for members of different households in St. Lawrence County, and

**BE IT FURTHER RESOLVED** the Board of Legislators will continue to actively engage in legal resistance to proposed legislation designed to infringe upon the rights granted to United States citizens and New York State citizens under the United States Constitution, New York State Constitution, Federal law, and State law to protect the Second Amendment rights of all lawful gun owners in the state, and not just in St. Lawrence County.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**AUTHORIZING THE COUNTY ATTORNEY TO RENDER ASSISTANCE TO THE  
CITY OF OGDENSBURG FOR THE REMEDIATION OF SEVERAL  
PROPERTIES BELIEVED TO BE ENVIRONMENTALLY CONTAMINATED  
LOCATED WITHIN THE CITY OF OGDENSBURG**

By Mr. Acres, Chair, Finance Committee  
Co-Sponsored by Mr. Reagen, District 1 and Mr. Forsythe, District 2

**WHEREAS**, in October 1959, the Real Property Tax Law took effect that governs the taxation of real property in the State of New York, and the Real Property Tax Law codifies the provisions of the tax law, education law, town law, and village law, as well as certain unconsolidated statutes which formerly governed the assessment and taxation of real property, and

**WHEREAS**, as part of that law, the County Attorney may, with authorization of the Board of Legislators, begin proceedings to ensure the collection of taxes pursuant to county law, in all areas of the County except in the tax collecting jurisdictions of a City, unless such City has an agreement with the County for the collection and enforcement of said taxes, and

**WHEREAS**, as a part of the responsibilities of tax enforcement, the County Attorney is required to identify properties that may pose liability to the County if taken in foreclosure proceedings and work to resolve these impediments to tax enforcement, and

**WHEREAS**, starting in 2015, pursuant to the authority vested through County Law § 501, the Office of the County Attorney engaged Gary S. Bowitch, Esq. to focus on multiple endeavors related to tax delinquent parcels subject to tax enforcement, ramping up its efforts to target potentially contaminated tax delinquent properties, and

**WHEREAS**, County Attorney Button developed a process, through partnership with the New York State Department of Environmental Conservation and the New York State Office of the State Comptroller, utilizing the foreclosure and tax enforcement proceedings, whereby previously contaminated parcels could be remediated and restored to productive use, and

**WHEREAS**, since 2015, the County has successfully remediated or resolved liability issues with more than fifty (50) environmentally contaminated properties through a series of partnerships and with the support of the State of New York, and

**WHEREAS**, due to the successes experienced by the County, on February 9, 2021, a formal inquiry was received from the City of Ogdensburg requesting assistance from the County to address the following contaminated waterfront properties in the City of Ogdensburg:

- A. "Shade Roller Site"
- Owner: City of Ogdensburg
  - Address: 541 Covington Street, Ogdensburg, NY 13669
  - Tax ID # : 59.021-4-33

March 1, 2021

- B. "MCYC Site"
  - Owner: MCYC, LLC
  - Address: 502 Riverside Avenue, Ogdensburg, NY 13669
  - Tax ID #: 48.071-2-1.2
  
- C. "Kiwanis Site"
  - Owner: Ogdensburg Kiwanis Club
  - Address: Riverside Avenue, Ogdensburg, NY 13669
  - Tax ID# 48.071-2-1.11
  
- D. "Sybron Site"
  - Owner: Sybron (NY) Corporation
  - Address: Riverside Avenue, Ogdensburg, NY 13669
  - Tax ID # : 48.063-2-2.1

**WHEREAS**, the City of Ogdensburg would like to partner with St. Lawrence County on this endeavor, and

**WHEREAS**, the County has a vested interest in supporting the efforts of the City of Ogdensburg in their request to partner with the County in an effort to render legal and logistical support to the efforts of the City to remediate shoreline properties within the City, and

**WHEREAS**, affirmative approval and permission by the Board of Legislators is required to authorize the County Attorney to provide legal assistance to another municipality when such aid is not mandated by law,

**NOW, THEREFORE, BE IT RESOLVED** the Board of Legislators authorizes the County Attorney to render assistance to the City of Ogdensburg for the remediation of several properties believed to be environmentally contaminated located within the City Of Ogdensburg, and

**BE IT FURTHER RESOLVED** that the findings associated with their work be shared with the Board of Legislators.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**SETTING A DATE FOR A PUBLIC HEARING ON PROPOSED  
LOCAL LAW A (NO. \_\_) FOR THE YEAR 2021, “A LOCAL LAW RE-ESTABLISHING  
THE ST. LAWRENCE COUNTY MULTI-USE RECREATIONAL TRAIL SYSTEM  
AND ESTABLISHING A TRAIL PERMITTING PROCESS”**

By Mr. Acres, Chair, Finance Committee  
Co-Sponsored by Mr. Sheridan, District 4; Mr. Denesha, District 6;  
Mr. Perkins, District 7; and Mr. Arquiett, District 13

**WHEREAS**, St. Lawrence County (hereafter, “County”) has developed and established a county-wide Multi-Use Recreational Trail System, and

**WHEREAS**, the Board of Legislators determined that authorizing the development of a county-wide Multi-Use Recreational Trail System will capitalize on the regions open space and forestry assets to provide quality outdoor recreation activities for visitors and residents, stimulating and supporting local business and regional economic development and conserving the natural resources for future generations, and

**WHEREAS**, the Board of Legislators determined that the preparation of a Multi-Use Recreational Trail Plan is necessary and appropriate to set forth the management goals and objectives as well as operational guidelines for the proposed county-wide trail system, and

**WHEREAS**, by Resolution No. 262-2010, dated July 26, 2010, and pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617.2 of the New York Codes, Rules and Regulations (“NYCRR”) implementing Article 8 (collectively referred to hereinafter as “SEQRA”), the County initiated the environmental review of the proposed development of a county-wide Multi-Use Recreational Trail System, and

**WHEREAS**, the Board of Legislators determined that the development of a county-wide Multi-Use Recreational Trail System constituted a “resource management plan” as that term is defined by Part 6 NYCRR § 617.4(b)(1) of the implementing regulations, declared the Multi-Use Recreational Trail System to be a Type I action pursuant to SEQRA, and declared itself Lead Agency for SEQRA review, and

**WHEREAS**, the Board of Legislators determined that pursuant to Part 6 NYCRR § 617.6(a)(4), preparation of a draft Generic Environmental Impact Statement (“GEIS”) would better serve the Board in assessing potential environmental impacts, and directed that a draft GEIS be prepared and filed in lieu of submittal of an Environmental Assessment Form (“EAF”), and

**WHEREAS**, to address all the potential environmental impacts associated with those aspects of the proposed Multi-Use Recreational Trail System that could be identified, as well as to provide a framework for assessing such impacts for potential future additions to the Multi-Use Recreational Trail System, the County prepared a Draft Generic Environmental Impact Statement (“DGEIS”) pursuant to SEQRA, and

March 1, 2021

**WHEREAS**, Resolution No. 149-2011, adopted May 2, 2011 by the Board of Legislators determined that the DGEIS was complete and as a result, the DGEIS was deemed adequate for the purpose of commencing public review of the document, and

**WHEREAS**, the Board of Legislators caused a Notice of Completion to be filed and published in the Environmental News Bulletin in accordance with SEQRA requirements, and

**WHEREAS**, the Board of Legislators has caused a Final GEIS (“FGEIS”) to be prepared which contains responses to the comments received from the public, both written and oral, as well as responses to the comments received from involved agencies, and

**WHEREAS**, the Board of Legislators, by Resolution No. 271-2012, adopted by the full Board on November 5, 2012, declared its intent to accept the Final GEIS for the County-Wide Multi-Use Recreational Trail System, and

**WHEREAS**, it has been anticipated that following the creation of Multi-use Recreational Trail System, a policy and permitting process would be established in order to fund in perpetuity the maintenance and management of the Trail System, and

**WHEREAS**, in order to establish such a policy and program, the County must adopt a new local law which incorporates, by reference, the previously established trail system,

**WHEREAS**, it is required by law that a public hearing proceed the adoption of a local law,

**NOW, THEREFORE, BE IT RESOLVED** the Board of Legislators authorizes setting a date for a public hearing on proposed Local Law A (No. \_\_) for the Year 2021, “A Local Law Re-Establishing the St. Lawrence County Multi-Use Recreational Trail System and Establishing a Trail Permitting Process” to be held at 5:45 p.m. on April 5, 2021, in the Legislative Board Room.

**PROPOSED LOCAL LAW A (NO. \_\_) FOR THE YEAR 2021, “RE-STABLISHING THE ST. LAWRENCE COUNTY MULTI-USE RECREATIONAL TRAIL SYSTEM AND ESTABLISHING A TRAIL PERMITTING PROCESS”**

**BE IT ENACTED** by the Board of Legislators of the County of St. Lawrence, as follows:

SECTION 1. TITLE

This local law shall be known as “Re-Establishing the St. Lawrence County Trail System and establishing the St. Lawrence County Trail Permitting Process”

SECTION 2. STATUTORY AUTHORITY

This local law is enacted pursuant to the following authority:

A. Municipal Home Rule Law (“MHL”) §10(1)(i) provides that a county may adopt local laws relating to its property, affairs or government provided it is not inconsistent with the provisions of the constitution or any general law.



March 1, 2021

B. County Law § 219(1) provides that a county may utilize its reforestation properties “for recreation and kindred purposes.” This has been interpreted as authorizing a county to designate reforestation lands for use by all-terrain vehicles (“ATVs”), provided that such use is consistent with forest and wildlife conservation and watershed protection. Opinion Atty. Gen. Op. No. 2002-1.

C. Vehicle and Traffic Law § 2405(2) states that: “a municipality, by ordinance or local law, may designate any appropriate public lands, waters and properties other than highways under its jurisdiction as a place open for travel by ATVs upon written request for such designation by any person, and may impose restrictions and conditions for the regulation and safe operation of ATVs on such public property. . .”

### SECTION 3. PURPOSE

A. The purpose is to establish Local Law No. \_\_\_\_, “A Local Law Re-Establishing the St. Lawrence County Trail System and Establishing the St. Lawrence County Trail Permitting Process”, by incorporation of reference to the Local Laws adopted thereto since 2006, and to update by amendment various provisions of the Local Law and thereby Re-Establish the St. Lawrence County Trail System.

B. This Local Law is to:

1. Establish a network of trails and interconnecting roads (“Trail System”) that is available for ATV operation throughout St. Lawrence County.
2. Establish a set of guidelines for the potential expansion of such ATV trail system.
3. Establish a methodology for managing the trail system and implementing appropriate procedures to mitigate environmental impacts and provide for the long-term preservation of natural resources.

### SECTION 4. LEGISLATIVE FINDINGS

The Board of Legislators hereby restates and makes the following findings in support of this Local Law:

A. That the Board of Legislators received and reviewed and adopted Resolution No. 149-2011, on May 2, 2011 that determined that the St. Lawrence County Multi-use Trail Plan DGEIS (“Trail Plan”) was complete and as a result, the DGEIS was deemed adequate for the purpose of commencing public review of the document, which set forth a resource management plan for the development of a network of interconnecting trails throughout St. Lawrence County for outdoor enthusiasts who enjoy the use and operation of all-terrain vehicles (“ATVs”). The Trail Plan contemplates the creation of a St. Lawrence County Trail System (“Trail System”), which is an identified and designated system of trails and interconnecting roads. The Trail System may include:

1. Trails located on County Reforestation Lands and/or other lands the County may own.
2. Trails located on private lands that are designated as open to the public.

March 1, 2021

3. Railroad Corridors.
4. Utility Corridors.
5. Recreation Easements.
6. Interconnecting Town Roads (as authorized by local law by the respective townships).
7. Interconnecting County Roads (as authorized by local law).

B. The goal of the Trail Plan was to set out the management objectives and guidelines for the development of the Trail System so that the interests of ATV operators could be balanced with the long-term preservation of the environment and the County's natural resources for future generations.

C. Before taking action with respect to the proposed Trail Plan, the Board of Legislators, acting as lead agency, conducted an extensive review of the potential impacts to the environment pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations ("NYCRR") implementing Article 8 (collectively referred to hereinafter as "SEQRA").

D. The Board of Legislators further determined that pursuant to Part 6 NYCRR § 617.6(a)(4), preparation of a draft Generic Environmental Impact Statement ("GEIS") would better serve the Board in assessing potential environmental impacts.

E. The Board of Legislators has heretofore accepted the Final GEIS and has adopted a Findings Statement in accordance therewith.

F. That the Trail Plan has been reviewed and revised, where necessary, in order to assure that it conforms to the GEIS and its related Findings. Contemporaneously, the Board of Legislators formally approved and adopted by resolution the Trail Plan in its final form.

G. The Board of Legislators further finds that one of the key elements of the Trail System is the development of trails on County-owned reforestation lands. The Board is equally aware that the reforestation lands are valuable assets to the County and its residents both now and for generations to come. Therefore, the Board finds that it is incumbent upon them to set forth clearly defined rules and regulations as to the use of the reforestation lands, and more particularly the use of the trails thereon.

H. The Board of Legislators further finds that similar considerations pertain to the use of trails that are now or may hereafter become available to the County for incorporation into the Trail System, whether such trails are located on private property, along former railroad beds or utility corridors.

I. Furthermore, the Board of Legislators finds that this Local Law is necessary in order to set forth certain procedures for the development of the Trail System in order to assure that both present and future development complies with the GEIS and its related Findings.

## SECTION 5. DEFINITIONS

As used in this Local Law:

March 1, 2021

A. All-Terrain Vehicles (ATVs): Shall have the same meaning as an All-Terrain Vehicle (ATV) set forth in § 2281 of the Vehicle & Traffic Law. ATV as defined under VTL §2281, including registered dirt bikes, ATVs, UTVs under the weight and length limits set forth in the VTL, and as may be amended

B. St. Lawrence County Highway Superintendent (SLCHS): Shall refer to the individual who holds the position of St. Lawrence County Highway Superintendent, as defined under Highway Law § 100

C. County: Shall mean the County of St. Lawrence.

D. County Reforestation Lands: Lands purchased, acquired, or accepted by gift by the County of St. Lawrence for purposes of reforestation. Pursuant to County Law § 219, County reforestation lands may be used for “watershed protection.., the production of timber and forest products and for recreation and kindred purposes.”

E. Current Trail Development: Shall refer to:

1. Trails and logging roads located upon County Reforestation Lands or any other County land identified herein and designated by operation of this Local Law as open and available for ATV trail development, subject to the rules and regulations set forth herein and the management guidelines set forth in the Trail Plan, and
2. Trails located in, on or upon private property that heretofore have permitted ATV trails to be developed for use by the public pursuant to an agreement with the landowner, and
  - a) Have been reviewed by the County in connection with the DGEIS and FGEIS, and
  - b) Are authorized by this local law to be incorporated into the St. Lawrence County Trail System by mutual agreement between the landowner and the County.

F. Amendments to the Trail System: Shall refer to amendments to the Trail System as the result of:

1. County Reforestation Lands that may be designated in the future as being available for ATV development, subject to the rules and regulations set forth herein and the management guidelines set forth in the Trail Plan, or
2. New ATV trails to be constructed where none existed previously on or across County Reforestation Lands that are identified by this Local Law as being available for ATV trail development, or
3. Newly identified trails to be located on or across private lands, including railroad corridors or public or private utility rights-of-way.

G. Hazards: Obstacles in the trail corridor making travel unsafe; something causing unavoidable danger, peril, risk, or difficulty.

H. Non-Trail Areas: Property located directly adjacent to the designated trails in the Trail System. Only those trails that are designated as part of the St. Lawrence County Trail system are open to the public. Adjacent property and/or private trails that are not so designated are to be respected as private property and should not be encroached by ATV users.

March 1, 2021

I. Operate: shall mean to ride in or on, other than as a passenger, or use or control the operation of an ATV in any manner, whether or not said ATV is under way.

J. Operator: means every person who operates or is in actual physical control of an ATV.

K. Railroad Corridors: existing RR lines no longer in use by the railroads. These corridors of land are vast stretches of land, which can be utilized for recreational trails, provided that permission is granted by the owner of the rail lines.

#### SECTION 6. DESIGNATION OF COUNTY REFORESTATION LANDS FOR CURRENT TRAIL DEVELOPMENT

A. The Board of Legislators hereby declares that all the trails and logging roads located in and upon County Reforestation Lands previously designated and approved by Local Law and by subsequent addition by Resolution, shall be open for the use and operation of ATVs, subject to the rules and regulations herein set forth and the management guidelines set forth in the St. Lawrence County Trails Plan.

B. The opening of any County Reforestation Land to trail development does not imply that ATV use and operation is permitted in any non-trail area within the parcel of land. The use and operation of ATVs on County Reforestation Lands shall be strictly limited to the designated and signed trails within such parcel, as hereinafter set forth.

#### SECTION 7. DEVELOPMENT OF ATV TRAILS ON DESIGNATED COUNTY REFORESTATION LANDS:

A. Upon the designation of any County Reforestation Land by the Board of Legislators, upon consultation with the St. Lawrence County Multi-use Trail Committee, through this Local Law or any future local law, as available for Trail Development, the Board of Legislators hereby authorizes the St. Lawrence County Highway Superintendent (SLCHS) or their designee to develop ATV trails in and upon such land in the following manner:

1. The SLCHS or their designee to personally inspect the proposed parcel of land and/or the proposed trail and map out with as much specificity as possible where any proposed ATV trails would be located on the parcel of land (including GPS coordinates for such proposed trails, where possible).
2. Designate such existing truck trails, logging roads or similar trails as open for use by ATVs by marking the same with appropriate signs, provided that:
  - a) The SLCHS, or their designee, determines, that such use is consistent with forest and wildlife conservation and watershed protection and does not otherwise interfere with the County's reforestation plans; and
  - b) Each such truck trail, logging road or similar trail is clearly marked with signs to be placed thereon by the SLCHS, or their designee.
3. All signs to be used by the SLCHS for the purposes set forth in this Local Law shall be of uniform size, shape, lettering, and marking; shall include the St. Lawrence County official logo; and shall clearly and concisely inform the public that the trail is open for the operation of ATVs, or restricted by ATV classification as determined by the SLCHS, or their designee.

March 1, 2021

B. Nothing contained herein shall be construed to obligate the SLCHS, or their designee, to open any particular truck trail, logging road or similar trail or any part thereof for use by all classifications of ATVs on a trail. Such determination, including classification of ATV for access on any or all trails shall be at the sole discretion of the SLCHS or their designee.

#### SECTION 8. AMENDMENTS TO THE TRAIL SYSTEM

A. In the event that the SLCHS receives (i) a written request from an individual or organization to open additional County Reforestation Lands or any other land owned or controlled by the County to trail development, or (ii) a written request from an individual or organization to construct a new trail upon a County Reforestation Land that is herein or hereafter being opened for trail development, or (iii) a written request from an individual or organization to open trails on private parcels of land or railroad or utility right-of-ways or corridors, the SLCHS, or their designee, shall take the following steps:

1. Perform an initial evaluation of the application, assessing the feasibility of admitting the property based upon several factors, including: the property's overall potential for enhancing the existing trail system; proof of property ownership; the property owner's willingness to execute an access agreement with the County; the property's ability to safely host ATV travel; and such other factors as deemed reasonable and prudent by the SLCHS.
2. If the initial evaluation of the application of the SLCHS or the designee indicates that it may be feasible to admit the property, he/she can authorize the performance of a more detailed environmental review pursuant to SEQRA, with the Board of Legislators or the St. Lawrence County Soil and Water Conservation District serving as Lead Agency for such review.
3. Upon completion of a substantive environmental review, the SLCHS will forward to the Board of Legislators the results of such review, plus a recommendation on property admission. The Board of Legislators will then finalize its own review of the available information, complete its SEQRA Lead Agency responsibilities, if required, and ultimately decide whether or not to admit the property.
4. In the event that the Board of Legislators deems it appropriate to admit the property to the Trail System, the Board shall amend the Trail System as follows:
  - a) If County Reforestation Land, by local law designating any or all County land as open for the use and operation of ATVs, subject to the rules and regulations herein set forth and the management guidelines set forth in the St. Lawrence County Trails Plan.
  - b) If private property, by resolution of the Board of Legislators approving an access agreement between the landowner and the County, and subject to the rules and regulations herein set forth and the management guidelines set forth in the St. Lawrence County Trails Plan.

B. Upon admission to the Trail System as set forth above, the property shall be identified and mapped by the SLCHS, or their designee, as described in Section 7 above.

March 1, 2021

SECTION 9. INTERCONNECTING PUBLIC HIGHWAYS

A. It is anticipated that the Trail System may include one or more public highways that will interconnect with the trails located on County Reforestation Lands or any other County land, and the off-road trails on private property that have been identified and signed as incorporated into the St. Lawrence County Trail System. Interconnecting public highways may be incorporated into the St. Lawrence County Trail System under the following conditions:

1. The highway in question has been designated for use by ATV traffic by appropriate government action pursuant to Vehicle and Traffic Law § 2405 by the governmental agency having jurisdiction.
2. In the case of a town highway, the SLCHS has received a concurring resolution or local law from the town board setting forth their consent or designation that said portion of the town highway is open to ATV access, and therefore can be included as a designated highway into the St. Lawrence County Trail System.
3. In the event that either a town road or County Highway has not been reviewed pursuant to the GEIS performed by the County and identified on the map attached to the FGEIS, the SLCHS initiates the procedures set forth in subparagraphs “b” and “c” of Section 7, Paragraph 1 above.
4. The SLCHS, or their designee, identifies the highway as being incorporated into the Trail System by placing or causing to be placed thereon appropriate St. Lawrence County Trail signs as well as identifying such highway on maps produced by the Trails Department for public use.

SECTION 10. OPERATION OF ATVs ON THE ST. LAWRENCE COUNTY TRAIL SYSTEM

A. No person shall operate an ATV on the Trail System except in conformance with this Local Law, the St. Lawrence County ATV Code and any other applicable law, rule or ordinance.

B. No person shall operate an ATV on the Trail System except where designated and marked for such classified use by appropriate signage as hereinafter provided.

C. No person shall operate an ATV in or on a non-trail area as defined herein, or on a trail not designated for that ATV classification. Any person who operates an ATV on the Trail System:

1. Upon a trail that is marked and signed as “closed” or otherwise has not been designated and marked as being “open” for such use and or classification, or
2. Operates an ATV outside of the designated and signed trail shall be guilty of trespass and any other identified violation(s) of law, and shall be subject to prosecution under civil and criminal laws, as appropriate.

SECTION 11. ST. LAWRENCE COUNTY ATV TRAIL PERMITS

A. Except as hereinafter provided, no person shall operate any ATV on any County Reforestation Land, County Property, or any trail on private property that has been incorporated into the St. Lawrence County Trail System unless such ATV has received a St. Lawrence County

March 1, 2021

Trail Permit in accordance with the provisions of this Local Law, and the St. Lawrence County Trail Permit number for such ATV is in full force and effect and displayed as provided under this Local Law and regulations promulgated hereunder.

An ATV which is to be operated and have access to the St. Lawrence County Trail System shall provide for coverages required of an “owner’s policy of liability insurance”, issued by an insurance carrier authorized to do business in the State of New York. The owner or operator of the ATV shall carry a copy of said insurance coverage at all times while accessing the Trail System, and produce same upon the request of any person having authority to enforce the provisions of this Local Law and NYS VTL §2407, and any person(s) who claims to have suffered personal injury or property damage as a result of the operation of such ATV, as more fully set forth in VTL § 2407.

B. The St. Lawrence County SLCHS or her/his designee is hereby authorized to issue a St. Lawrence County Trail Permit or a Trail Pass and assign a St. Lawrence County Trail Permit or Trail Pass number to each such ATV, upon the receipt of a completed application and payment of appropriate permit fee(s) as hereinafter provided.

1. The ATV Permit Season shall run from May 15<sup>th</sup> through September 15<sup>th</sup> of each year, unless otherwise established by the Board of Legislators on or before its March Board meeting. Notwithstanding the foregoing, the SLCHS, after consultation with the Board of Legislators, is authorized to delay the opening date of any or all of the trails within the Trail System based upon weather and environmental conditions. In such event, the SLCHS, or their designee, shall post the trails accordingly, provide notice of the date of opening on the County website, Chamber of Commerce website, and provide other means of notification as deemed reasonable and appropriate.
2. A Trail Permit shall be valid from the date of issuance through and including the last day of the Permit Season for which it was issued, except that a trail permit purchased on or after the Tuesday after Labor Day shall be valid for the following Permit Season.
3. A Trail Pass shall be valid for a period not to exceed three (3) consecutive days, provided that in no event shall a Trail Pass allow use of the Trail System beyond the closing date of the Permit Season as set forth above.
4. The SLCHS, or their designee, is authorized to provide for and post a free Three (3) Day Pass weekend the first full weekend of August (Friday, Saturday, Sunday), as determined by the Director and the Board of Legislators.
5. The Board of Legislators may license designated outlets who shall be authorized to receive permit applications, receive permit fees and transmit the same to the SLCHS, and issue permits to the applicant, all in accordance with the terms of such license agreement as approved by the Board of Legislators.
6. The Board of Legislators authorizes the SLCHS and/or her designated vendor to provide for the receipt of permit applications and permit fees through a secure internet site to be administered by the Director or her designee.
7. Notwithstanding the above, the SLCHS and Board of Legislators shall have the discretion to open and/or close any part of the trail system at any time for environmental and safety concerns, trail maintenance, and for any other reason.

March 1, 2021

C. Fees. Fees for the issuance of a St. Lawrence County Trail Permit to be collected by the St. Lawrence County under this Local Law are as follows.

1. A fee of sixty-five dollars (\$65) for the first ATV applicant who is not a current, registered member of an ATV club with an active ATV Trail Agreement with St. Lawrence County.
2. A fee of forty-five (\$45) dollars for the first ATV for which a Trail Permit is requested where the applicant must present proof of current, registered membership in an ATV Club with an active ATV Trail Agreement with the County.
3. In the event that an applicant wishes to obtain permits for more than one ATV, the applicant must show proof that all additional ATVs are owned/registered to the same address. The permit fee for each additional ATV shall then be \$20 per machine.
4. Fees shall not be pro-rated for the Permit Season, and such fees shall be applicable to the year in which the permit is issued, except that permits purchased on or after the Tuesday after Labor Day shall be valid the following Permit Season.
5. The provisions of paragraphs a. and b. of this subdivision shall not apply to any landowner who has entered into and has an active access agreement with the County to permit the development of one or more ATV trails on his/her property.
6. As an alternative to obtaining a Trail Permit, an ATV operator may purchase a three (3) day Trail Pass. The fee for the Trail Pass shall be twenty (\$20) dollars each. The trail pass shall allow the holder thereof use of the appropriate Trail System for the classification of the ATV for a period of no longer than three (3) consecutive days.
  - a) The Trail Pass shall be of such design and material as determined by the SLCHS.
  - b) To obtain a Trail Pass, an ATV operator must complete an application and provide the same information as is required to obtain a Trail Permit.
  - c) The SLCHS may establish such other rules and regulations for administering the purchase and sale of Trail Passes as deemed necessary and consistent with the regulations provided in these local laws. All other rules and regulations that apply to Trail Permits shall equally apply to Trail Passes.

D. Application. The owner of each ATV requiring St. Lawrence County Trail Permit or Trail Pass under this Local Law shall present an application for a St. Lawrence County Permit or Trail Pass to the St. Lawrence County Highway Superintendent, or her/his designee as provided in Paragraph 2 above, on a form to be prepared and furnished by the St. Lawrence County SLCHS for that purpose. Such application shall contain, but not be limited to the following information:

1. Vehicle Identification Number (VIN#) and/or License Plate Number;
2. Check off of all appropriate information, including that the applicant has proper insurance coverage for the vehicle (s);
3. Proper execution of agreement with any and all waivers, including but not limited to knowledge and understanding of all requirements for operation of ATVs and New York State ATV Laws;



March 1, 2021

4. Payment of appropriate fee(s) as provided in Paragraph 4 above.

Upon receipt of a completed application, the SLCHS, or their designee, shall issue a St. Lawrence County Trails Permit or Trail Pass, with the appropriate identifying receipt and/or sticker. The Trail Permit/Pass receipt must be carried by the ATV operator at all times, and any issued sticker properly affixed. No duplicate for lost or damaged Permits/stickers will be issued. No ATV shall be considered as validly using or accessing the St. Lawrence County Trail System within the meaning of this section unless a current St. Lawrence County Trail Permit and sticker are issued, possessed, and affixed.

E. Renewal. Every owner of an ATV shall renew his or her St. Lawrence County Trail Permit each calendar year by submitting an application together with the appropriate information, attestations, fees and waivers. The Owner is to keep a copy of the permit renewal receipt.

F. Exemption. No Trail Permits shall be required for the following described ATVs:

1. ATVs owned and operated by St. Lawrence County and used by the St. Lawrence County SLCHS, St. Lawrence County Sheriff, or any deputy, special patrolman or peace officer employed thereby; St. Lawrence County Emergency Management Services Director and Assistant.
2. ATVs owned and operated by NYS Police, Department of Environmental Conservation, Department of Parks and Recreation or any other department thereof.
3. Search and Rescue Responders and Fire Department Responders to an emergency.

G. Special events. The person(s) or entity in charge of a special event involving the operation of ATVs shall comply with the provisions of section twenty-four hundred eight of the Vehicle and Traffic Law, including but not limited to providing the SLCHS with at least thirty (30) days prior Notice of the scheduled special event. Governmental agencies having jurisdiction over the proposed special event shall either grant or deny authorization to hold a special event within thirty days after receipt of a full and complete application for authorization as described in VTL §2408. The event shall not be conducted without prior written authorization from the governmental agencies having jurisdiction over the site(s). ATVs participating in a properly Noticed and Approved special event may be exempted from the provisions of this Local Law concerning Trail Permits, at the discretion of the Board of Legislators.

H. Responsibility for operation by minors. No owner or other person in possession of any ATV shall authorize or knowingly permit any person under eighteen years of age to operate such ATV in violation of any provisions of this section.

I. Violations.

1. Any person who rides on the St. Lawrence County Trail System without a valid Permit, shall be fined the sum of \$125 for the first offense, \$250 for the second offense, and shall be subject to the offending ATV being impounded; these fines shall also apply to the record owner of the machine;
2. Any person who enters upon property other than the trail system shall be subject to trespass and any other appropriate violations of the law. Such person(s) shall be fined the sum of \$125 for the first offense and shall be banned from the Trail System for the

March 1, 2021

remainder of the Season with the Trail Permit revoked. Such person(s) shall be fined the sum of \$250 for the second offense and may be permanently banned from the Trail System.

3. Any person who is convicted of violation of the speed limit (25 miles per hour) within the trail system shall receive a fine of \$250 for the first offense, \$500 for the second offense and with the immediate revocation of the Trail Permit(s) issued to that person.
4. Any person who violates any other provisions of this the Local Law, the St. Lawrence County ATV Code Local Law, or any other State or Local Law or regulation shall be guilty of a traffic infraction and/or all other appropriate laws and regulations so violated. A person guilty of a first offense shall receive a fine of \$125 in addition to any other fines specifically set forth in the VTL, ECL or other relevant statute. Upon conviction of a second offense occurring within one calendar year, the offender shall receive a fine of \$250, and all Trail Permits issued to the owner and operator thereof shall be revoked for a period of one calendar year from the date of conviction. The aforesaid is in addition to any other appropriate fines and remedies at law.

J. Rules and regulations. The SLCHS shall promulgate such other rules and regulations as he or she may deem necessary to carry out the provisions of this article, and submit same to the Board of Legislators for approval and adoption as an amendment to this Local Law.

K. Disposition of fees. The SLCHS shall deposit all monies received from the issuance of St. Lawrence County Trail Permits for ATVs and all fees otherwise collected under this Local Law to the credit of a Recreational Trails Fund established by the St. Lawrence County Treasurer. All such funds shall be dedicated exclusively to the establishment, maintenance and operation of the St. Lawrence County Trail System.

#### SECTION 12. REFERENCE TO ATV

Reference to "ATV" in all other ATV Local Laws subsequent thereto, including all Amendments and Additions by Local Law and/or by Resolution, shall be deemed to refer to "ATV" in accordance with this Local Law.

#### SECTION 13. SEVERABILITY

In the event that any part or provision of this Local Law or the application thereof to any person or circumstance is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances. Moreover, the Board of Legislators of the County of St. Lawrence hereby declares its intent that it would have passed this Local Law or the remainder thereof had such invalid provision or invalid application been apparent.

#### SECTION 14. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**APPOINTING A RECORDS MANAGEMENT OFFICER  
FOR ST. LAWRENCE COUNTY**

By Mr. Acres, Chair, Finance Committee

**WHEREAS**, the New York State Local Government Records Law requires all local governments to designate a Records Management Officer, a non-compensable, non-competitive position, to manage and maintain the development of the Records Management Program,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators appoints the Deputy Clerk of the Board of Legislators as the St. Lawrence County Records Management Officer.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. \_\_\_\_\_

**REQUESTING THE NEW YORK STATE LEGISLATURE PROVIDE LEVEL FUNDING FOR THE NORTHERN NEW YORK AGRICULTURAL DEVELOPMENT PROGRAM IN THE FY2022 STATE BUDGET AT \$300,000**

By Mr. Acres, Chair, Finance Committee  
Co-Sponsored by Mr. Denesha, District 6

**WHEREAS**, the Northern New York Agricultural Development Program was established by the New York State Legislature in 1961 as a farmer-driven small grants program funding high priority, cutting-edge research and technical assistance in all sectors of agriculture in St. Lawrence, Clinton, Essex, Franklin, Jefferson and Lewis Counties, and

**WHEREAS**, this critical funding is administered by the NYS Department of Agriculture and Markets and implemented by a steering committee of nearly 100 local farmers representing the diverse agricultural sectors in NNY and farm enterprises of all sizes, and

**WHEREAS**, projects selected for funding by the steering committee involve important on-farm research which provides NNY farmers with practical, real-world results to guide innovative agricultural practices shaped by the unique soils of the region, climate and short growing season, and

**WHEREAS**, the NNY region is ranked second in the State for agricultural production with annual farm product market values in excess of \$776.5 million, thus making agriculture a driving economic engine important to local, regional and State economies, and

**WHEREAS**, funding for the Northern New York Agricultural Development Program was dramatically reduced in the FY2021 State Budget, representing a fifty percent (50%) drop in historical funding levels from \$600,000 to \$300,000, and

**WHEREAS**, funding for the Northern New York Agricultural Development Program was not included in the FY2022 Executive Budget, nor has it ever been in an Executive Budget as it is a New York State Legislature initiative,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Legislators requests the New York State Legislature provide level funding for the Northern New York Agricultural Development Program in the FY2022 State Budget at \$300,000, and

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to Senator Michelle Hinchey, Chair of Senate Committee on Agriculture; Assemblywoman Donna Lupardo, Chair of Assembly Committee on Agriculture; Senator Patricia Ritchie; Senator Joseph Griffo; Senator Daniel Stec; Assemblyman Mark Walczyk; Assemblyman Robert Smullen; Assemblyman Billy Jones; and Assemblyman Ken Blankenbush; Franklin County Board of Legislators; Lewis County Board of Legislators; Jefferson County Board of Legislators; Clinton County Board of Legislators; and Essex County Board of Supervisors.