

BOARD OF LEGISLATORS
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RUTH A. DOYLE
County Administrator

WILLIAM SHERIDAN
Chair, Board of Legislators

TO: St. Lawrence County Legislators and Other Interested People
FROM: Kelly S. Pearson, Deputy Clerk
DATE: February 24, 2021
SUBJECT: **BOARD MEETING AGENDA**

Attached is a copy of the agenda for the Board Meeting of the St. Lawrence County Board of Legislators on **Monday, March 1, 2021**, in the Legislative Board Room.

When any reference is made to any contracts not set forth in the agenda, the original documents are available for inspection by any and all persons and are filed in the Clerk of the Board of Legislators' Office.

Order of Business:

- I. Call to Order
- II. Suspension of the Rules
- III. Roll Call
- IV. Prayer Followed by Pledge of Allegiance
- V. Approval of the Agenda
- VI. Approval of Minutes
- VII. COVID-19 Update
- VIII. Communications
- IX. Citizen Participation
- X. Presentation of Resolutions
- XI. County Administrator's Report
- XII. Old/New Business
- XIII. Committee Reports
- XIV. Executive Session
- XV. Chair's Appointments
- XVI. Adjournment

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.

March 1, 2021

Services Committee: 2-8-2021

RESOLUTION NO. _____

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH ST. LAWRENCE
HEALTH SYSTEMS FOR THE TUBERCULOSIS (TB) PROGRAM
IN THE PUBLIC HEALTH DEPARTMENT**

By Mr. Lightfoot, Chair, Services Committee

WHEREAS, the Public Health Department is required to have a physician consultant to review Tuberculosis (TB) Program practices, provide evaluation, and treat TB program clients, and a contract is needed to obtain this service, and

WHEREAS, St. Lawrence Health Systems will evaluate, diagnose and prescribe treatment in the office, and the Public Health Department will provide the NYSDOH guidance regarding the latest guidelines for diagnosis and treatment for Tuberculosis (TB) and Latent Tuberculosis Infections (LBTI), and testing and treatment shall be authorized by a designee of the Public Health Department, and

WHEREAS, the financial responsibility of the Public Health Department for TB and LBTI treatment is limited, and a patient who has Medicaid, Medicare, health insurance coverage or any other third party payer, St. Lawrence Health Systems must first attempt to bill the insurer prior to submitting any invoices to the Public Health Department, as the Public Health Department should be the payer of last report, and

WHEREAS, the Public Health Department will provide payment for services up to the New York State Medicaid rate for services and the invoice amount for immune globulin and vaccine (PP040104 43007 TB), and

WHEREAS, the term of this contract will be January 1, 2021 through December 31, 2024,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with St. Lawrence Health Systems for the Tuberculosis (TB) Program in the Public Health Department, upon approval of the County Attorney.

March 1, 2021

Services Committee: 2-8-2021

RESOLUTION NO. _____

**MODIFYING THE 2021 BUDGET FOR COMMUNITY SERVICES
FOR FUNDING FROM THE OFFICE OF JUSTICE PROGRAMS**

By Mr. Lightfoot, Chair, Services Committee

WHEREAS, Resolution No. 314-2020 authorized the acceptance of the Comprehensive Opioid, Stimulant, and Substance Abuse Site-Based Program Grant, and

WHEREAS, there is need for a liaison between the St. Lawrence County Community Services Board and the Organizations that are receiving funding under the Grant, and

WHEREAS, a portion of these funds will be used hire a Fiscal Manager to facilitate the organizations that are sub-award recipients of the Grant, as per Resolution No. 330-2020,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2021 Budget for Community Services for funding from the Office of Justice Programs, as follows:

INCREASE APPROPRIATIONS:

A1542201 12000	A Opioid Supervisory/ Administration	\$176,887
A1542204 407HS	A Opioid Human Services Bldg Rent	2,673
A1542204 408HS	A Opioid Human Services Bldg Main	2,884
A1542204 41401	A Opioid Liability & Other Insurance	750
A1542204 42000	A Opioid Office Supplies & Expense	300
A1542204 42001	A Opioid Computer Supplies	1,000
A1542204 42101	A Opioid I/D Copying Equipment	150
A1542204 42303	A Opioid I/D Phone Charges	270
A1542204 42402	A Opioid I/D Postage Expense	75
A1542204 44000	A Opioid I/D Automotive Expenses	300
A1542204 44100	A Opioid E/D Fuel Charges	300
A1542208 81000	A Opioid Retirement	24,800
A1542208 83000	A Opioid Social Security	12,364
A1542208 84000	A Opioid Workmens Comp	5,413
A1542208 84500	A Opioid Group Life Insurance	265
A1542208 86000	A Opioid Hospital & Medical Insurance	44,469
A1542208 86500	A Opioid Dental Insurance	1,840
A1542208 89000	A Opioid Vision Insurance	867
		<u>\$275,607</u>

DECREASE APPROPRIATIONS:

A1542204 46500	A Opioid Recovery Program Payments	\$275,607
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BE IT FURTHER RESOLVED that any remaining funds be rolled over to future budgets until the grant is fully expended.

March 1, 2021

Services Committee: 2-8-2021

RESOLUTION NO. _____

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH MATTHEWS
SPECIALTY VEHICLES FOR A MOBILE TREATMENT CLINIC**

By Mr. Lightfoot, Chair, Services Committee

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

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

WHEREAS, these funds will be used for the purchase of a mobile treatment vehicle to increase access to treatment for Opioid Use Disorder (A1Z42502 23000),

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Matthews Specialty Vehicles for the purchase of a Mobile Treatment Clinic, upon approval of the County Attorney.

March 1, 2021

Services Committee: 2-8-2021

RESOLUTION NO. _____

**AUTHORIZING THE RENAMING OF COMMUNITY SERVICES CHEMICAL
DEPENDENCY CLINICS TO ST. LAWRENCE COUNTY ADDICTION SERVICES**

By Mr. Lightfoot, Chair, Services Committee

WHEREAS, Community Services strives to reduce harmful stereotypes about addiction, improve access to care and support people that are affected by this disease, and

WHEREAS, Community Services knows that stigma isolates people, and discourages people from engaging in treatment, and

WHEREAS, stigma can be reduced by changing the language used to talk about addiction and treatment for substance use disorders, and

WHEREAS, St. Lawrence County Chemical Dependency Clinics would like to rename its services to St. Lawrence County Addiction Services, and

WHEREAS, this name change represents an effort to shift in the way addictive disorders are viewed, and reimages of our approach to treatment and recovery efforts Countywide,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the renaming of Community Services Chemical Dependency Clinics to St. Lawrence County Addiction Services.

March 1, 2021

Services Committee: 2-8-2021

RESOLUTION NO. _____

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH
TENELEVEN GROUP FOR BEHAVIORAL HEALTH ELECTRONIC
HEALTH RECORDS AND BILLING SOFTWARE**

By Mr. Lightfoot, Chair, Services Committee

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

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

WHEREAS, Community Services intends to utilize funds from SOR Grants towards the purchase of a new Electronic Health Records and Billing System (A1Z42504 47801),

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with TenEleven Group for Behavioral Health Electronic Health Record and Billing System, upon approval of the County Attorney.

March 1, 2021

Services Committee: 2-8-2021

RESOLUTION NO. _____

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH SEAWAY VALLEY
PREVENTION COUNCIL FOR COORDINATED PEER SERVICES**

By Mr. Lightfoot, Chair, Services Committee

WHEREAS, the Seaway Valley Prevention Council (SVPC) co-locates a Certified Peer Recovery Advocate (CRPA) or a Certified Peer Recovery Advocate Provisional (CRPA-P) with Community Services, which is an important response to the increasing evidence of the need for the recovery services in the addiction treatment system to improve access to care and treatment outcomes, and

WHEREAS, the CRPA/CRPA-P Position will be funded through the SOR II Network Regional Approach to Prevention Treatment and Recovery, and the funds are allocated through SVPC who will retain the CRPA/CRPA-S as an employee, and

WHEREAS, SVPC and Community Services wants to continue to demonstrate and evaluate the effectiveness of coordinated peer services for persons impacted by substance use in order to improve quality of care, daily living skills, recovery outcomes and overall quality of life along with appropriate early access to sober supports and linkage to the recovery community, and

WHEREAS, the term of the agreement will run from February 1, 2021 through September 30, 2021,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Seaway Valley Prevention Council for Coordinated Peer Services, upon approval of the County Attorney.

March 1, 2021

Services Committee: 2-8-2021

RESOLUTION NO. _____

**APPEALING TO SECTION X AND ST. LAWRENCE COUNTY SCHOOL DISTRICTS
TO “LET THEM PLAY”**

By Mr. Lightfoot, Chair, Services Committee
Co-Sponsored by Mr. Acres, District 8; **Mr. Perkins, District 7;**
Mr. Arquiatt; and Ms. Curran

WHEREAS, on March 7, 2020 Governor Cuomo issued Executive Order 202 declaring a State disaster emergency for the entire State of New York, and

WHEREAS, thus far 92 additional executive orders have been issued to protect New Yorkers and foster a safe environment that would slow the spread of COVID-19, and

WHEREAS, as a result of COVID-19 restrictions and evaluation measures, sports have been categorized into low, medium, and high risk by the State, and

WHEREAS, all school sponsored sports were canceled for the spring of 2020, then an abbreviated league schedule for medium and low risk sports in the fall of 2020 was provided with no sectionals or state final opportunities, and

WHEREAS, Governor Cuomo issued a statement on Friday, January 22nd indicating that high risk sports could resume activities on Monday, February 1, 2021 at the discretion of local county health departments and schools, and

WHEREAS, on Friday, January 28th, St. Lawrence County released guidance to the schools and provided an opportunity for feedback for their districts, and

WHEREAS, also on Friday, January 28th, Section X (ten) released a decision in concert with School Districts in St. Lawrence and Franklin Counties that high risk sports would not begin on February 1st and have not yet made indications of when they would be scheduled to begin, and

WHEREAS, knowing the risks associated with COVID-19, many athletes and families in St. Lawrence County have expressed a great interest in resuming the high risk sports schedule and have noted their interest in adhering to the guidance shared by Public Health that would permit these activities to occur in a safe manner, and

WHEREAS, there are many variables to be considered in the decision to allow any activity which increases the potential exposure and opportunity for transmission or spread of COVID-19, and

WHEREAS, the increase in positive cases in St. Lawrence County has impacted the ability of the school districts, who continue operating in a hybrid model, to remain open with staffing at critical levels and students being quarantined as a result of an exposure to COVID-19, and

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WHEREAS, Sections across New York State in 35 (thirty-five) counties and many States across the Country have moved ahead with high risk sports, and

WHEREAS, St. Lawrence County currently has a positivity rate of 5.5% (five and a half percent), student athletes should have the opportunity to move forward with high risk sports as well and return to activities that fosters improved mental health and fitness,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators appeals to Section X and the School District Leadership to let them play, and

BE IT FURTHER RESOLVED that understanding the risks of COVID-19 in a high risk sport season is important and supporting a safe environment for the students in St. Lawrence County is essential for their overall health and well-being, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Section X Executive Director Carl Normandin, BOCES Superintendent Tom Burns, and all School District Superintendents in St. Lawrence County.

Note: Change made at Committee reflected in bold.

March 1, 2021

Operations Committee: 2-8-2021

RESOLUTION NO. _____

MODIFYING THE 2021 BUDGET FOR THE SHERIFF'S OFFICE FOR FORFEITURE REIMBURSEMENT FROM A COUNTY SURPLUS AUCTION

By Ms. Curran, Chair, Operations Committee

WHEREAS, the Purchasing Department completed a surplus auction at the end of 2020 (Surplus Auction #2020-1) selling surplus vehicles from the Sheriff's Office, and

WHEREAS, two of the vehicles sold were vehicles obtained through forfeiture and/or purchased with forfeiture funds, and

WHEREAS, according to the U.S. Department of Justice Equitable Sharing guidelines, funds from the sale of such forfeiture property are required to be returned to the Equitable Sharing Account of the agency,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2021 Budget for the Sheriff's Office for forfeiture reimbursement from a County Surplus Auction, as follows:

DECREASE UNAPPROPRIATED FUND BALANCE:

01TG0911 50300	Fund Balance, Unreserved Unappropriated	\$11,000
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INCREASE APPROPRIATED FUND BALANCE:

01TG0910 50300	Fund Balance, Unreserved Appropriated	\$11,000
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INCREASE APPROPRIATIONS:

S8026265 55000 EQSH	EQSH Forfeiture Proceeds	\$11,000
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March 1, 2021

Operations Committee: 2-8-2021

RESOLUTION NO. _____

**AUTHORIZING THE CHAIR TO SIGN FEDERAL EQUITABLE SHARING
PROGRAM AGREEMENT AND ANNUAL CERTIFICATION REPORT**

By Ms. Curran, Chair, Operations Committee

WHEREAS, the United States Department of Justice requires that the St. Lawrence County District Attorney's Office file an annual Federal Equitable Sharing Program Agreement and Certification Report to be eligible to submit requests for federally forfeited property or proceeds, and

WHEREAS, the Agreement is entered into by the United States Department of Justice, St. Lawrence County and the District Attorney's Office (J4011654 49900 DEA),

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorize the Chair to sign a Federal Equitable Sharing Program Agreement and Annual Certification Report, and any subsequent amendments, upon approval of the County Attorney.

March 1, 2021

Operations Committee: 2-8-2021

RESOLUTION NO. _____

**PROCLAIMING THE MONTH OF FEBRUARY AS
BLACK HISTORY MONTH IN ST. LAWRENCE COUNTY**

By Ms. Curran, Chair, Operations Committee
**Co-Sponsored by Mr. Reagen, District 1; Mr. Denesha, District 6;
and Ms. Haggard, District 10**

WHEREAS, in 1776, people envisioned the United States as a new nation dedicated to the proposition stated in the Declaration of Independence that “all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness . . .”, and

WHEREAS, Africans were first brought involuntarily to the shores of the United States as early as the 17th century, and

WHEREAS, African Americans suffered enslavement and subsequently faced the injustices of lynch mobs, segregation, and denial of the basic and fundamental rights of citizenship, and

WHEREAS, in the face of injustices, people of good will and of all races in the United States have distinguished themselves with a commitment to the noble ideals on which the United States was founded and have fought courageously for the rights and freedom of African Americans and others, and

WHEREAS, the contributions of African Americans from all walks of life throughout the history of the United States reflect the greatness of the United States, and

WHEREAS, among early African Americans making a contribution to the American way of life was Issac Johnson, and

WHEREAS, Isaac Johnson was born in Elizabethtown, Nelson County, Kentucky around 1844 to Richard Yeager and an enslaved African partner named Jane Johnson, and

WHEREAS, during the Civil War, Union Army troops swept through Kentucky and Isaac Johnson successfully escaped to Union Army lines where he joined the First Michigan Colored Infantry of the 102nd United States Colored Regiment, and later battled Confederate forces at Honey Hill, South Carolina, where he sustained three gunshot wounds and lost a finger, and

WHEREAS, after the war, Johnson made his way to Northern New York, where he took up work as a “lime mason” sometime during the early 1870s, and

WHEREAS, between 1884 and 1889 Johnson completed four major projects in the North Country, mostly notably the Waddington Town Hall in 1884, and many other projects in and around St. Lawrence County, as well as the 1889 Churubusco Stone Church (Clinton County), and

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WHEREAS, in 1890, Johnson and his family moved to Ogdensburg, where he lived out the remainder of his life, and

WHEREAS, Black History Month, celebrated during the month of February, originated in 1926 when Dr. Carter G. Woodson set aside a special period in February to recognize the heritage and achievements of Black people in the United States, and

WHEREAS, the history of the United States is the story of people, like Issac Johnson, regularly affirming high ideals, striving to reach those ideals,

NOW, THEREFORE, BE IT RESOLVED the Board of Legislators proclaims the month of February as Black History Month in St. Lawrence County, and

BE IT FURTHER RESOLVED that the Board of Legislators encourages all citizens throughout the County to participate in programs and activities celebrating Black History Month, and to reflect on the efforts of past St. Lawrence County residents, like Issac Johnson, who achieved the ideal of the American dream.

Note: Changes made at Committee are reflected in bold.

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.

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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

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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.

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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.

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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
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INCREASE REVENUE:

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

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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.

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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

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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.

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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.

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	32,051
		<u>\$1,181,289</u>

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	2,981
		<u>\$1,124,614</u>

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	27,949
		<u>\$56,675</u>

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; **Mr. Sheridan, District 4; Mr. Denesha, District 6; Mr. Perkins, District 7; Mr. Arquiett, District 13; and Ms. Curran, District 15**

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

March 1, 2021

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

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

March 1, 2021

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

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.

Note: Changes made at committee are reflected in bold.

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

- 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.

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.

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.

- 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.

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. 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.

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 15th through September 15th 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.

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;

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

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.

March 1, 2021

RESOLUTION NO. _____ (TABLED)

**URGING THE STATE OF NEW YORK TO PROMPTLY DISBURSE THE
PREVIOUSLY AWARDED STATEWIDE INTEROPERABLE COMMUNICATIONS
TARGETED GRANT FUNDING TO ST. LAWRENCE COUNTY**

By Mr. Sheridan, District 4

WHEREAS, in 2018, the NYS Division of Homeland Security and Emergency Services (DHSES), Office of Interoperable and Emergency Communication, announced a Statewide Interoperable Communications Targeted Grant Program, and

WHEREAS, NYS Division of Homeland Security and Emergency Services (DHSES) has conveyed that Statewide Interoperable Communications Grant (SICG) funding, in the amount of \$6 million, was earmarked for St. Lawrence County, and

WHEREAS, this grant will allow the County to upgrade its antiquated County-wide radio communications system while ensuring the capability to support multijurisdictional response, and

WHEREAS, the funding would provide critical improvements necessary to fix unsafe distorted signals between dispatch and responders and will ensure a safe environment for the public,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators urges the State of New York to promptly disburse the previously awarded Statewide Interoperable Communications Targeted Grant Funding to St. Lawrence County, and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Griffo, Senator Patricia Ritchie, Senator Dan Stec, Assemblyman Ken Blankenbush, Assemblyman Billy Jones, Assemblyman Robert Smullen, and Assemblyman Mark Walczyk, and Robert Mujica, NYS Budget Director.

March 1, 2021

Finance Committee: 2-22-2021

RESOLUTION NO. _____

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH
XXXXXXX FOR THE PURCHASE OF SEWER VACUUM EQUIPMENT
FOR THE NORTHUMBERLAND STREET BRIDGE OVER
MORRISTOWN BAY PROJECT, BIN 3341380**

By Mr. Acres, Finance Committee

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

WHEREAS, the Department of Highways has solicited bids for the purchase of sewer vacuum equipment for the Northumberland Street Bridge over Morristown Bay Project, BIN 3341380, and

WHEREAS, the lowest responsible bidder for this project has been determined,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract for the purchase of sewer vacuum equipment for the Northumberland Street Bridge over Morristown Bay Project, BIN 3341380, upon approval of the County Attorney, and does hereby approve the following contract to:

Contractor:	XXXXXX
Contract Title:	Northumberland St Bridge over Morristown Bay BIN 3341380, Town of Morristown
Contract Amount:	Not to Exceed \$ XXXXXXX HM651204 465CO REDI

RESOLUTION NO. _____

AUTHORIZING FILLING OF VACANCIES

By Mr. Burke, District 12 and Ms. Curran, District 15

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:

Department/Unit:	Title:	Position	Type	Duration	Timeline
District Attorney	Assistant District Attorney	026800005	FT	Permanent	Immediate
Sheriff/Criminal	Deputy	605000027	FT	Permanent	30 days
Sheriff/Jail	Corrections Officer	603000018	FT	Permanent	Immediate
Community Services	Keyboard Specialist (new)	003100102	FT	Permanent	Immediate
Community Services	Chemical Dependency Case Aide (new)	510300004	FT	Provisional	Immediate
Social Services/TA/SNAP	Social Welfare Examiner	814000024	FT	Contingent	Immediate
Social Services	Grade B Supervisor	816000005	FT	Permanent	Immediate
Social Services/CPS	Caseworker (new)	815200030	FT	Permanent	Immediate
Social Services/CPS	Caseworker (new)	815200031	FT	Permanent	Immediate
Social Services/CPS	Caseworker (new)	815000032	FT	Permanent	Immediate
Social Services/CPS	Caseworker (new)	815000033	FT	Permanent	Immediate
Social Services/CPS	Caseworker (new)	815000034	FT	Permanent	Immediate
Social Services/CS	Caseworker (new)	815000066	FT	Permanent	Immediate
Social Services/CS	Caseworker (new)	815000068	FT	Permanent	Immediate
Social Services/CS	Caseworker (new)	815000069	FT	Permanent	Immediate
Social Services/CPS	Grade A Supervisor	817200001	FT	Permanent	Immediate

BE IT FURTHER RESOLVED that the following positions be abolished: Position No. 100100009, Account Clerk; Position No. 805500001, Community Services Worker; and Position No. 814000072, Social Welfare Examiner, and

BE IT FURTHER RESOLVED that Position Nos. 815200030, 815200031, 81500032, 81500033, and 81500034 will be used as a continual pool of caseworkers for training, mentoring, and providing support to Child Protective Services, and

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