

**REGULAR MEETING
APRIL 20, 2023**

The Chairman of the Franklin County Legislature, Edward Lockwood, called the meeting to order at 11:34 A.M.

Chairman Lockwood asked everyone to please stand for the Pledge of Allegiance.

The Clerk of the Franklin County Legislature, Penny A. Premo, called the roll. All Members were present with all Districts represented.

Clerk Premo advised the Board that she had prepared the minutes from the April 6, 2023 meeting. Motion was made by Legislator Lauzon and seconded by Legislator Ellis to accept the Minutes as submitted. All Members present voted in the affirmative. Motion unanimously adopted.

Clerk Premo read the following correspondence:

Invitation to Spring 2023 Southern Franklin County Tour on June 8th from Cornell Cooperative Extension. Need to register.

Invitation to North Country Community College's 55th Commencement Ceremony on May 20th, 2023 at 11:00 a.m. Need to register.

Letter from Franklin County Board of Elections informing the Board of Legislature and the County Manager that the Kitchen Conference Room located on the first floor of the Court House is the alternate polling site in an event of an emergency that would prevent or interfere with a voter accessing their original designated poll site.

Motion was made by Legislator Martin and seconded by Legislator Janisewski to accept the correspondence as submitted. All Members present voted in the affirmative. Motion unanimously adopted.

RESOLUTION NO. 118

Offered by Administrative Committee

Relating to Employee Recognition For the Month of April 2023

WHEREAS: The Franklin County Legislature realizes how important it is to hire dedicated and qualified individuals to work for Franklin County and to serve the residents of Franklin County; and

WHEREAS: Along those lines the Franklin County Legislature would like to take this opportunity to thank these individuals for their efforts by handing out longevity awards for each five years of service completed in Franklin County Government; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby extends their congratulations and a special thank you for those employees that received their longevity awards for the month of April as follows:

<u>EMPLOYEES</u>	<u>DEPARTMENT</u>	<u>YEARS OF SERVICE</u>
David Patterson	Highway Dept.	15 Years
Beth Trombley	Social Services	15 Years
Branden Fleury	Sheriff's Dept.	5 Years
Whitney Legacy	Social Services	5 Years
Colette Trombley	Social Services	5 Years

Motion made by Legislator Ellis and seconded by Legislator Dumas. All Members present voted in the affirmative. Resolution unanimously adopted. Chairman Lockwood presented the pin to the employee who was present and thanked everyone for their years of service.

RESOLUTION NO. 119

Offered by Public Safety Committee

Relating to Authorization to Accept Alternatives to Incarceration (ATI) Grant, Probation

WHEREAS: The Probation Director has advised the Public Safety Committee that he has received notification of the receipt of funding from the Alternatives to Incarceration (ATI) Grant in the amount of \$5,229; and

WHEREAS: The Alternatives to Incarceration grant will begin on July 1, 2023 and run to June 30, 2024; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes the Probation Director to accept the Alternatives to Incarceration (ATI) Grant in the amount of \$5,229 with said funds appropriated to Account No. 01-28-3310-11, Probation Pretrial Program State IA.

Motion made by Legislator Dumas and seconded by Legislator Lauzon. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 120

Offered by Public Safety Committee

Relating to Authorization to Create & Fill Three Full-Time Correction Officer Positions, Sheriff Department

WHEREAS: The Franklin County Sheriff has advised the Public Safety Committee that he is in need of creating and filling three Full-Time Correction Officer Positions; and

WHEREAS: The facility requires the positions to operate in a safe manner and accordance with all applicable laws and standards; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates three Full-Time Correction Officer Positions, Competitive Class, Grade 3, Base Salary \$38,721; and, be it

FURTHER RESOLVED: That the Franklin County Sheriff is hereby authorized to fill said positions with monies to be taken from existing funds.

Motion made by Legislator Dumas and seconded by Legislator Martin. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 121

Offered by Legislator Lockwood, Lauzon, Janisewski, Dumas, Martin, Sparks, and Ellis

Relating to Authorization to Use American Rescue Funds

RESOLVED: The Franklin County Legislature hereby authorizes to use American Rescue Funds for the below listed items:

1) Sheriff's Department to purchase start-up uniforms in the amount not to exceed \$36,000.00.

2) The purchase of Webex equipment for two conference rooms at Franklin County Court House in the amount not to exceed \$19,000.00.

3) The purchase of a scanner for the Clerk's Office to scan large maps, posters and technical drawings in the amount not to exceed \$12,000.00.

4) The purchase of carpet and adhesive to replace carpet at the Franklin County Courthouse in the amount not to exceed \$41,000.00.

Motion made by Legislator Dumas and seconded by Legislator Ellis. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 122

Offered by Public Safety Committee

Relating to Authorization to Transfer From Contingency,
District Attorney

WHEREAS: The District Attorney has advised the Public Safety Committee that there was an error in reporting the Stonegarden grant that needs to be rectified; and

WHEREAS: There was \$14,500 that was taken out of the 2021 Stonegarden grant and put into account line no. 01-03-1165-10-1000 Personal Services that was not allocated to be put in that account line; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes a transfer of \$14,500 to be taken from account line no. 01-25-1990-10-4000 Contingency and \$5,537 to be put in account line 01-03-1165-44-2000 Equipment and \$8,963 to be put in account line 01-03-1165-44-4259 Equipment Service & Repair.

Motion made by Legislator Dumas and seconded by Legislator Martin. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 123

Offered by Finance Committee

Relating to Adoption of Local Law 2 of 2023 Rescinding Local Law 2 of 2022 Overriding the Tax Levy Limit For Franklin County For 2023

WHEREAS: The Franklin County Legislature held a public hearing on Local Law 2 of 2023 Rescinding Local Law 2 of 2022 Overriding the Tax Levy Limit For Franklin County For 2023; and

WHEREAS: Said Local Law sat on each Members' desk for the required seven (7) day period; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby adopts said Local Law and directs the County Attorney and the Clerk of Franklin County Legislature to advertise said Local Law as required by provisions of the Municipal Home Rule Law of the State of New York.

Motion made by Legislator Janisewski and seconded by Legislator Sparks. Chairman Lockwood requested a roll call vote be taken. Clerk Premo called the roll. All Members present voted in the affirmative. Resolution adopted by 7 ayes.

RESOLUTION NO. 124

Offered by Public Works & Services Committee

Relating to Authorizing Permission for the County Highway Superintendent to Enter Into Shared Services Agreements with Municipalities Within Franklin County

WHEREAS: The Franklin County Highway Superintendent recommends that the Board of Legislature permit the use of the County-owned machinery, tools, equipment and personnel by any terms as provided for in Section 133-A of the Highway Law, when it is for the public interest; and

WHEREAS: The usage of the shared services will be monitored by the Franklin County Highway Department; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby approves the use of any County-owned street or highway machinery, tools, or equipment by New York State and municipal corporation, political subdivision, district, district cooperation or school district located within the state, when recommended, by the County Highway Superintendent.

Motion made by Legislator Janisewski and seconded by Legislator Lauzon. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 125

Offered by Human Resources Committee

Relating to Appointments to the Franklin County Youth
Advisory Board

WHEREAS: There are currently vacancies for youth members on the Youth Advisory Board; and

WHEREAS: Rosalyn Coronel and Ava Lilliock are desirous of serving on the Youth Advisory Board; NOW, THEREFORE, BE IT

RESOLVED: That Franklin County Legislature hereby appoints Rosalyn Coronel and Ava Lilliock to serve on the Franklin County Youth Advisory Board as youth members for a one (1) year term expiring April 19, 2024.

Motion made by Legislator Dumas and seconded by Legislator Sparks. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 126

Offered by Human Resources Committee

Relating to Authorization to Create & Fill Positions, Social
Services

WHEREAS: The Commissioner of Social Services has advised the Human Resources Committee that she is in need of creating and filling a Caseworker Position, Senior Social Welfare Examiner Position, and an Assistant Social Services Attorney Position; and

WHEREAS: The Caseworker position will provide case planning and management for individuals and/or their families, including children, to assist them with their economic, emotional, social and environmental difficulties and related work as required; and

WHEREAS: The Senior Social Welfare Examiner position will supervise the Medicaid Unit, sign off on cases to be sure they are processed correctly, train new workers and assist in helping the workers to manage their time to process cases; and

WHEREAS: The Assistant Social Services Attorney is needed to represent the agency in all child welfare cases; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates the following positions:

Caseworker, Competitive Class, Grade 12, Base Salary \$50,098

Senior Social Welfare Examiner, Competitive Class, Grade 9, Base Salary \$42,708

Assistant Social Services Attorney, Competitive Class, Mgmt. D, Base Salary \$76,495 and will follow the Attorney Salary Schedule;

and, be it

FURTHER RESOLVED: That the Commissioner of Social Services is hereby authorized to fill said positions with money to be taken from existing funds.

Motion made by Legislator Sparks and seconded by Legislator Ellis. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 127

Offered by Administrative Committee

Relating to Mortgage Tax Schedule

WHEREAS: In pursuance of Section 261 of the Mortgage Tax Law, the Administrative Committee has examined the list of mortgages delivered to the County Legislature by the County Clerk showing the taxes collected on mortgages recorded in the County of Franklin from October 1, 2022 through March 31, 2023 and also the certificates of the County Treasurer showing the net amount of such taxes in his hands for distribution and as far as possible, the statistics furnished and ascertained the amount of tax to be credited to the several towns and villages of Franklin County and have ascertained the manner in which such taxes should be

distributed between the several towns and villages and have compared such distribution, a summary of which is as follows:

BANGOR:		\$ 4,327.46
BELLMONT:		7,858.63
BOMBAY:		4,040.79
BRANDON:		639.44
BRIGHTON:		12,558.65
BURKE:		
	To the Town	6,366.09
	To the Village of Burke	314.52
		6,680.61
CHATEAUGAY:		
	To the Town	4,735.34
	To the Village of Chateaugay	867.62
		5,602.96
CONSTABLE:		4,886.79
DICKINSON:		6,614.49
DUANE:		241.30
FORT COVINGTON:		5,830.75
FRANKLIN:		11,241.16
HARRIETSTOWN:		
	To the Town	57,474.55
	To the Village of Saranac Lake	7,869.37
		65,343.92
MALONE:		
	To the Town	38,302.78
	To the Village of Malone	8,680.08
		46,982.86
MOIRA:		
	To the Town	9,164.72
	To the Village of Brushton	542.74
		9,707.46
SANTA CLARA:		16,538.64
TUPPER LAKE:		
	To the Town	29,406.28
	To the Village of Tupper Lake	5,174.29
		34,580.57
WAVERLY:		1,457.45
WESTVILLE:		4,617.98
		\$249,751.91

NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby accepts the Mortgage Tax for the period October 1, 2022 through March 31, 2023.

Motion made by Legislator Ellis and seconded by Legislator Janisewski. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 128

Offered by Finance Committee

Relating to Rescinding Resolution No. 89, Franklin County Legislature in Support of Senate Bill 4088 / Assembly Bill 5339, An Act to Amend the Tax Law, In Relation to Extending the Expiration of the Authority Granted to the County of Franklin to Impose an Additional One Percent of Sales and Compensating Use Taxes

RESOLVED: That the Franklin County Legislature hereby rescinds Resolution No. 89 due to changes in Senate Bill 4088 and Assembly Bill 5339.

Motion made by Legislator Janisewski and seconded by Legislator Martin. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 129

Offered by Finance Committee

Relating to Franklin County Legislature in Support of Senate Bill 4088A/Assembly Bill 5339A, An Act to Amend the Tax Law, In Relation to Extending the Expiration of the Authority Granted to the County of Franklin to Impose an Additional One Percent of Sales and Compensating Use Taxes Through November 30, 2025

WHEREAS: The Franklin County Legislature has asked Senator Daniel Stec and Assemblyman Billy Jones to sponsor legislation that extends the authority of the County of Franklin to impose an additional 1% sales and compensation use taxes through November 30, 2025; and

WHEREAS: Senate Bill 4088A/Assembly Bill 5339A have been introduced by Senator Stec and Assemblyman Jones; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature does hereby support and urge the adoption of Senate Bill 4088A/Assembly Bill 5339A to amend the tax law, in relation to extending the expiration of the authority granted to the County of Franklin to impose an

additional one percent of sales and compensation use taxes through November 30, 2025.

Roll Call Vote:

"Ayes" 7

"Nays" 0

Motion made by Legislator Dumas and seconded by Legislator Sparks. Chairman Lockwood requested that a roll call vote be taken. Clerk Premo called the roll. All Members present voted in the affirmative. Resolution adopted by 7 ayes.

RESOLUTION NO. 130

Offered by Human Resources Committee

Relating to Authorization to Accept Opioid Settlement Funds & Appropriate Funds, Community Services

WHEREAS: The Director of Community Services has advised the Human Resources Committee that she is in receipt of funds from NYS Attorney General and NYS Office of Addiction Supports and Services; and

WHEREAS: In order to expend these funds it is necessary to make appropriations at this time; NOW, THEREFORE, BE IT

RESOLVED: That the Director of Community Services is hereby authorized to accept said funds and appropriations shall be made to accounts as follows:

Revenue

Attorney General Opioid Settlement Funds

01-99-2690-20 \$244,965

OASAS/LGU Settlement Funds

01-99-2690-20 \$267,911

Appropriation

Opioid Settlement Funds

01-43-4310-40-4000 \$512,876

Motion made by Legislator Sparks and seconded by Legislator Ellis. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 131

Offered by Human Resources Committee

Relating to Authorization to Pay 2022 Invoice From 2023 Funds,
Community Services

WHEREAS: The Director of Community Services has advised the Human Resources Committee that she is in receipt of an invoice from Tomato Group, Inc.; and

WHEREAS: The 2022 invoice is from Non-Violent Therapeutic Crisis Intervention Training; NOW, THEREFORE, BE IT

RESOLVED: That the County Auditor is authorized to process and the County Treasurer is authorized to pay Tomato Group, Inc. the sum of \$2,500 from 2023 funds from Account No. 01-43-4310-35-4000.

Motion made by Legislator Ellis and seconded by Legislator Sparks. All Members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 132

Offered by Human Resources Committee

Relating to Authorization to Amend 2023 Budget and to
Enter Into an Agreement With Tomato Group, Inc.,
Community Services

WHEREAS: The Director of Community Services has advised the Human Resources Committee that she is desirous of entering into a contract with Tomato Group, Inc.; and

WHEREAS: Tomato Group, Inc. provides supports and services to participating agencies and community partners for Non-Violent Therapeutic Crisis Intervention; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes the Director of Community Services and the County Manager, upon the review and approval of the County Attorney, to enter into an agreement with Tomato Group, Inc. from January 1, 2023 to December 31, 2023 with the terms and conditions outlined in the agreement and to amend the 2023 budget as shown:

SAMHSA GRANT

01-43-4489-29 Revenue \$65,000.00

01-43-4310-35-4000 Appropriation \$65,000.00

Motion made by Legislator Sparks and seconded by Legislator Dumas. All Members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised everyone that the following Resolution did not meet the time requirement, so therefore, needed to be offered without objection. There were no objections.

RESOLUTION NO. 133

Offered by Public Safety Committee

Relating to Authorization to Create & Fill a Paralegal
Specialist Position, District Attorney

WHEREAS: The District Attorney has advised the Public Safety Committee that she is in need of creating and filling a Paralegal Specialist Position; and

WHEREAS: The Paralegal Specialist position is critical to the District Attorney's Office and its ability to keep up with the demands of Criminal Procedure Law Section 245; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates a Paralegal Specialist Position, Competitive Class, Grade 12, Base Salary \$50,098; and, be it

FURTHER RESOLVED: That the District Attorney is hereby authorized to fill said position with monies to be taken from existing funds.

Motion made by Legislator Lauzon and seconded by Legislator Dumas. All Members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised everyone that the following Resolution did not meet the time requirement, so therefore, need to be offered without objection. There were no objections.

RESOLUTION NO. 134

Offered by Administrative Committee

Relating to Authorization to Pay 2022 Invoices From 2023
Funds, Coroners

WHEREAS: The County Manager has advised the Administrative Committee that she in receipt of outstanding charges in the amount of \$9,137.80 for 2022 services; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes the sum of \$9,137.80 to be paid to CVPH from account no. 01-05-1185-10-4025, Hospitals.

Motion made by Legislator Janisewski and seconded by Legislator Lauzon. All Members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised everyone that the following Resolution would be offered from the floor without objection. There were no objections.

RESOLUTION NO. 135

Offered by Economic Development Committee

Relating to Appointments to North Country Community College
Board of Trustees

WHEREAS: Currently there is a vacancy on the North Country Community College Board of Trustees due to the resignation of Jerry Griffin; and

WHEREAS: Todd LaPage has expressed an interest in serving on this board; and

WHEREAS: There will be another vacancy on the North Country Community College Board of Trustees due to the resignation of Mark Moeller effective July 1, 2023; and

WHEREAS: Seth McGowan has expressed an interest on serving on this board; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby appointments Todd LaPage to fill the unexpired term of Jerry Griffin and Seth McGowan to fill the unexpired term of Mark Moeller; and, be it

FURTHER RESOLVED: That Todd LaPage's term will expire on June 30, 2025 and Seth McGowan's term will expire on June 30, 2028.

Motion made by Legislator Ellis and seconded by Legislator Martin. All Members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised everyone that the following Resolution would be offered from the floor without objection. There were no objections.

RESOLUTION NO. 136

Offered by Finance Committee

Relating to Approving a Plan For the Use of American
Rescue Plan Act Funds

RESOLVED: The Franklin County Legislature has approved the attached list of obligations for the use of American Rescue Plan Act funds; and, be it

FURTHER RESOLVED: That this plan for the use of the American Rescue Plan Act funds can be changed by the Franklin County Legislature as needed.

Motion made by Legislator Janisewski and seconded by Legislator Sparks. All Members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised everyone that the following Resolution would be offered from the floor without objection. There were no objections.

RESOLUTION NO. 137

Offered by Public Safety Committee

Relating to Authorization to Create & Fill Administrative
Aide Position, Assigned Counsel

WHEREAS: The Assigned Counsel Coordinator has advised the Public Safety Committee that she is in need of creating and filling an Administrative Aide Position; and

WHEREAS: The Administrative Aide will perform duties under the ILS funding in addition to assisting the Assigned Counsel Coordinator with the day to day operations of the office; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates an Administrative Aide Position, Competitive Class, Grade 6, Base Salary \$36,418; and, be it

FURTHER RESOLVED: That the Assigned Counsel Coordinator is hereby authorized to fill said position with monies to be taken from existing funds; and, be it

FURTHER RESOLVED: If this position is filled promotionally, a Clerk's position will be abolished upon completion of the probationary period.

Motion made by Legislator Lauzon and seconded by Legislator Dumas. All Members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised everyone that the following Resolution would be offered from the floor without objection. There were no objections.

RESOLUTION NO. 138

Offered by Legislator Lockwood, Lauzon, Janisewski, Dumas, Martin, Sparks & Ellis

Relating to Resolution in Support of Efforts to Improve Probation and Alternatives to Incarceration in New York State to Protect the Public and Reduce Reliance on Prisons, Jails, and Detention

WHEREAS: County Probation Departments are an integral part of the Criminal Justice System and operate within the legal framework of the Criminal Procedure Law, the Penal Law, and the Family Court Act; and

WHEREAS: It is the mission of Probation to protect the community through intervention in the lives of those under supervision by facilitating compliance with court orders and serving as a catalyst for positive change; and

WHEREAS: State funding for Probation was drastically reduced between 1990 and 2015 from a 46.5 percent State share in 1990 to less than 10 percent in 2023, putting a huge strain on counties and costs to county property taxpayers; and

WHEREAS: At the same time there have been increases in the number of mandated programs and services County Probation Departments are required to provide; and

WHEREAS: The New York State Council of Probation Administrators, representing Probation Directors, Administrators, and Commissioners has diligently worked with the New York State Association of Counties (NYSAC) and state leaders to bring more awareness to the important work that Probation does to protect the public; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature supports proposals put forward by the Governor to immediately enact statutory and regulatory changes that improve Probation and Alternatives to Incarceration in the following ways:

1. Establish a dedicated funding stream through DCJA/OPCA for 100 percent of all local probation costs including but not limited to probation personnel and evidence-based programming associated with Raise The Age legislation.
2. Local probation departments receive 100 percent state reimbursement of all pre-trial services costs including but not limited to probation personnel associated with bail reform.

and, be it

FURTHER RESOLVED: That the Clerk of the Legislature shall forward certified copies of this resolution to Governor Kathy Hochul, Congresswoman Elise Stefanik, Senator Daniel Stec, Assemblyman D. Billy Jones, New York State Association of Counties (NYSAC) and all others deemed necessary and proper.

Motion made by Legislator Dumas and seconded by Legislator Sparks. All Members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised everyone that the following Resolution would be offered from the floor without objection. There were no objections.

RESOLUTION NO. 139

Offered by Economic Development Committee

Relating to Authorization to Enter Into a Contract With
the Town of Tupper Lake For Tourism Marketing

WHEREAS: The Director, Office of Economic Development has advised the Economic Development Committee that he would like to enter into an contract with the Town of Tupper Lake for tourism marketing in Tupper Lake; NOW, THEREFORE, BE IT

RESOLVED: The Franklin County Legislature hereby authorizes the County Manager and the Director, Office of Economic Development, upon the review and approval of the County Attorney, to enter into a contract with the Town of Tupper Lake for tourism marketing in Tupper Lake in the amount of \$35,000 and to be paid out of account no. 01-57-6410-20-4000.

Motion made by Legislator Sparks and seconded by Legislator Ellis. All Members present voted in the affirmative. Resolution unanimously adopted.

Motion was made by Legislator Janisewski and seconded by Legislator Dumas to adjourn. All Members voted in the affirmative. Chairman Lockwood adjourned the meeting at 2:12 P.M.