

**SPECIAL MEETING
DECEMBER 29, 2022**

The Chairman of the Franklin County Legislature, Donald Dabiew, called the meeting to order at 11:43 A.M.

Chairman Dabiew 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 with the exception of Legislator Maroun was excused.

Clerk Premo advised the Board that she had prepared the minutes from the December 15, 2022 Regular meeting. Motion was made by Legislator Lauzon and seconded by Legislator Lockwood to accept the minutes as submitted. All members voted in the affirmative. Motion unanimously adopted.

Clerk Premo read the following correspondence:

Resolution from St. Lawrence County regarding Calling on the State of New York to Fully Fund County Law 18B Assigned Counsel Statutory Pay Levels.

Letter from New York Power Authority stating they will file an Amendment Petition with the New York State Public Service Commission regarding Smart Path Project.

Motion was made by Legislator Lauzon and seconded by Legislator Ellis to accept the correspondence as submitted. All members present voted in the affirmative. Motion unanimously adopted.

Clerk Premo advised the Board that the Legislator's Debenture for 2022 needed to be placed on file. Motion was made by Legislator Lockwood and seconded by Legislator Janisewski to accept the report. All Members present voted in the affirmative. Motion unanimously adopted.

RESOLUTION NO. 385

Offered by Administrative Committee

Relating to Adoption of Salary Schedule for the Year 2023,
Franklin County Sheriff's Unit

WHEREAS: The Salary Schedule which reflects salaries in accordance with the agreement between the Franklin County Sheriff's Unit and Teamsters Local 687 and for those employees not in the Bargaining Unit for the year 2023 has been presented by the Personnel Officer; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County 2023 Salary Schedule for the Franklin County Sheriff's Unit be and hereby is adopted effective January 1, 2023.

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

RESOLUTION NO. 386

Offered by Administrative Committee

Relating to Adoption of Salary Schedule For the Year 2023,
County Unit

WHEREAS: The Salary Schedule which reflects salaries in accordance with the agreement between the Franklin County Legislature and United Public Service Employees Union (UPSEU) for the County Unit and for those employees not in the Bargaining Unit for the year 2023 has been presented by the Personnel Officer; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County 2023 Salary Schedule for the County Unit be and hereby is adopted effective January 1, 2023.

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

RESOLUTION NO. 387

Offered by Public Safety Committee

Relating to Authorization to Enter Into an Inter-Municipal Agreement With Clinton County, Essex County, Franklin County and Tyler Technologies For Public Safety For Regional Computer Aided Dispatch (CAD)

WHEREAS: The Director of Emergency Preparedness/Fire Coordinator has advised the Public Safety Committee that he is desirous of entering into an Inter-Municipal Agreement with Clinton County, Essex County, Franklin County and Tyler Technologies for Public Safety for Regional Computer Aided Dispatch (CAD); and

WHEREAS: Each County now operates a 9-1-1 PSAP for the purposes of answering calls for emergency assistance within their jurisdictions on a day-to-day basis, as well as, from each of the others jurisdictions during an emergency outage or overflow event to provide redundancy; and

WHEREAS: The Counties all utilize an existing identical, freestanding, aged and end-of-life, Computer Aided Dispatch (CAD) software system for the purposes of tracking and coordinating Police, Fire, EMS, and other emergency and municipal resources, and wish to replace said system(s) with a new CAD system shared by the Counties, with capabilities to incorporate direct access and information sharing across County lines to not only PSAP/Dispatch Centers, but also individual Police, Fire and EMS agency units and/or members; and

WHEREAS: The Counties have worked together in a joint procurement process to review and qualify potential vendors to provide a CAD system that can serve each of the Counties day-to-day individual workload, as well as, allow for the Counties to share information as a regional resources; and

WHEREAS: The Counties have selected Tyler Technologies Public Safety Division to provide a CAD system for the three Counties; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes the County Manager, upon the review and approval of the County Attorney, to enter into an Inter-Municipal Agreement with Clinton County, Essex County and Tyler Technologies for Public Safety for regional Computer Aided Dispatch (CAD) purchase and operation for six years effective January 1, 2023, with the terms and conditions listed in the agreement.

Motion was made by Legislator Lockwood and seconded by Legislator Dumas. All members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 388

Offered by Finance Committee

Relating to Conveyance of Land by Franklin County to
Seaway Timber Harvesting Inc.

WHEREAS: The Franklin County Legislature adopted Resolution 111, dated April 4, 2013, conveying land by Franklin County to Meadowbrook Springs, Inc.; and

WHEREAS: Meadowbrook Springs, Inc. is now owned by Seaway Timber Harvesting Inc.; and

WHEREAS: In Resolution 111, dated April 4, 2013, there was an incorrect description of the land conveyed by Franklin County to Meadowbrook Springs, Inc.; NOW, THEREFORE, BE IT

RESOLVED: That Franklin County Legislature hereby conveys to Seaway Timber Harvesting Inc., land described as follows:

ALL THAT TRACT, OR PARCEL of LAND situate in the Town of Bellmont, County of Franklin and State of New York, being part of Lot No. 70, Township Eight, and bounded as follows: BEGINNING at the north-west corner of the Mosex Smith lot on the Town line between the towns of Malone and Bellmont and running thence east on the north line of said Smith's lot to the center of the Ringeville road (so called); thence northwest in the center of said road to the Town line; thence south on the Town line to the place of beginning, said to contain about seven acres.

Being the same premises conveyed by Alvin Averill and wife to Eliza Peters by deed dated April 13, 1901, and recorded in the Franklin County Clerk's Office in Book of Deeds No. 133, Page 288.

And conveyed by Eliza Peters to Oscar G. Brown by deed dated August 6, 1926. Recorded September 12, 1932 in Liber 208, Page 373.

and, be it

FURTHER RESOLVED: That the County Attorney shall review and approve and the Chairman of the Franklin County Legislature shall sign all legal documents necessary to accomplish this transfer, and that the Franklin County Real Property Tax Service Department shall amend the tax map to show same.

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

RESOLUTION NO. 389

Offered by Human Resources Committee

Relating to Appointment to the Franklin County Youth
Advisory Board

WHEREAS: The Franklin County Youth Advisory Board has received a membership application from Melissa Dufrane-Hellijas; and

WHEREAS: Melissa Dufrane-Hellijas is desirous of serving on the Board; NOW, THEREFORE, BE IT

RESOLVED: That Melissa Dufrane-Hellijas is hereby appointed to serve on the Franklin County Youth Advisory Board as an Adult Members for a three year term that shall expire on December 29, 2025.

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

RESOLUTION NO. 390

Offered by Public Works & Services Committee

Relating to Reappointment to the Clinton-Essex-Franklin
Library System Board of Trustees

WHEREAS: The appointment of Gayla LePage on the Clinton-Essex-Franklin Library System Board of Trustees will expire on December 31, 2022; and

WHEREAS: The Board of Trustees recommends that Gayla LePage be reappointed for a five year term; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby reappoints Gayla LePage to a five year term on the Clinton-Essex-Franklin Library System Board of Trustees expiring on December 31, 2027.

Motion was made by Legislator Lockwood and seconded by Legislator Lauzon. All members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 391

Offered by Public Safety Committee

Relating to Authorization to Accept Revenue From New York State For the Governor's Traffic Safety Committee Ignition Interlock Device Monitoring Program, Probation

WHEREAS: The Director of Probation had advised the Public Safety Committee that he had been notified by New York State that revenue in the amount of \$3,703.00 is available from the Governor's Traffic Safety Committee (GTSC) Ignition Interlock Device Monitoring project award; and

WHEREAS: He further advised the Committee that the program runs from October 1, 2022 through September 30, 2023 and the funding is available to support probation supervision and monitoring services for Ignition Interlock Devices ordered by the courts; NOW, THEREFORE, BE IT

RESOLVED: That the Director of Probation is hereby authorized to accept revenue in the amount of \$3,703.00 for Account No. 01-28-4310-10.

Motion was made by Legislator Lockwood and seconded by Legislator Dumas. All members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 392

Offered by Public Safety Committee

Relating to Authorization to Create & Fill a Temporary Conflict Defender Position, Conflict Defender

WHEREAS: The County Manager has advised the Public Safety Committee that the current Conflict Defender had turned in his resignation effective January 6, 2023; and

WHEREAS: The County Manager is desirous of creating and filling a temporary Conflict Defender position effective January 1, 2023; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes to create and fill a temporary Conflict Defender position, Management A position, Exempt Classification - Pending Jurisdictional Class, Base Salary of \$150,000 and shall follow the Franklin County Salary Policy for Non-Union Employees; and, be it

FURTHER RESOLVED: That the Franklin County Legislature hereby appoints Jonathan Miller to this temporary position who will then move into the permanent position of Conflict Defender at the salary of \$150,000, after the resignation date of the incumbent Conflict Defender and that the temporary position of Conflict Defender will be abolished at that time. Jonathan Miller's Conflict Defender's term will expire on December 31, 2023.

Motion was made by Legislator Lockwood and seconded by Legislator Lauzon. All members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 393

Offered by Human Resources Committee

Relating to Authorization to Create and Fill a Homefinder Position, Social Services

WHEREAS: The Commissioner of Social Services has advised the Human Resources Committee that she is desirous of creating a Homefinder position to better serve her department; and

WHEREAS: The Homefinder position will be required to maintain all the Foster Home Certifications within Franklin County; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates a Homefinder position, Grade 12, Competitive Class, Base Salary for 2022 of \$48,404 and for 2023 \$50,098; and, be it

FURTHER RESOLVED: That the Commissioner of Social Services is authorized to fill the Homefinder position with existing funds.

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

RESOLUTION NO. 394

Offered by Human Resources Committee

Relating to Authorization to Create and Fill an
Administrative Aide Position, Social Services

WHEREAS: The Commissioner of Social Services has advised the Human Resources Committee that she is desirous of creating an Administrative Aide position in her legal department to better serve the unit; and

WHEREAS: The Administrative Aide position is needed due to the large amount of legal work being done by the Legal Unit within the Department of Social Services; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates an Administrative Aide position, Grade 6, Competitive Class, Base Salary for 2022 of \$35,187 and for 2023 \$36,418; and, be it

FURTHER RESOLVED: That the Commissioner of Social Services is authorized to fill the Administrative Aide position with existing funds; and, be it

FURTHER RESOLVED: That the position of Senior Clerk will be abolished after the Administrative Aide passes the probationary period.

Motion was made by Legislator Dumas and seconded by Legislator Lockwood. All members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 395

Offered by Legislator Dabiew, Lauzon, Janisewski, Dumas,
Lockwood, Maroun & Ellis

Relating to Franklin County Legislature Honors Marty Burnett
For His Years of Service to Franklin County

WHEREAS: Mr. Burnett joined Franklin County as a WMD Program Manager nearly 20 years ago; and

WHEREAS: Mr. Burnett has 30 years as a Volunteer Deputy Coordinator for the Fire and EMS Services; and

WHEREAS: Mr. Burnett also has been an active member for the Moira Fire and EMS Department for almost 40 years, which he has held many leadership positions within the department; and

WHEREAS: Mr. Burnett has been a great asset for the Office of Emergency Services in Franklin County for over the past three decades; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature would like to take this opportunity to honor and thank Marty Burnett for his years of dedicated service to the residents of Franklin County and wish him a happy and healthy retirement; and, be it

FURTHER RESOLVED: That the Clerk of the Franklin County Legislature is hereby authorized to transmit an official copy of this Resolution bearing the Great Seal of Franklin County to Mr. Marty Burnett.

Motion was made by Legislator Dumas and seconded by Legislator Lockwood. All members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 396

Offered by Economic Development Committee

Relating to Authorization For Approval of the 2023 Strategic Destination Marketing Plan & Budget

WHEREAS: The Tourism Advisory Committee had presented to the Franklin County Legislature their recommendation for the 2023 Strategic Destination Marketing Plan and Budget; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby approves the 2023 Strategic Destination Marketing Plan and Budget.

Motion was made by Legislator Ellis and seconded by Legislator Lockwood. All members present voted in the affirmative. Resolution unanimously adopted.

RESOLUTION NO. 397

Offered by Public Safety Committee

Relating to Authorization to Accept the State Interoperable Communications Grant & Appropriate Funds, Emergency Services

WHEREAS: The Emergency Preparedness Director/Fire Coordinator has advised the Public Safety Committee that he has received a grant from the New York State Division of Homeland Security in the amount of \$1,311,347.00 for the State Interoperable Communications Grant 2021-2022; and

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

RESOLVED: That the Emergency Preparedness Director/Fire Coordinator is hereby authorized to accept said 100% funded grant and appropriations shall be made to accounts as follows:

01-33-3589-10	Revenue	\$1,311,347.00
01-33-3645-12-2000	Equipment	\$ 670,000.00
01-33-3645-12-4054	Consultant Services	\$ 629,687.00
01-33-3645-12-1000	Personnel	\$ 11,660.00

Motion was made by Legislator Lockwood and seconded by Legislator Dumas. All members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised the Board that the following Resolution is offered from the floor, so it has to go without objection. There were none.

RESOLUTION NO. 398

Offered by Public Safety Committee

Relating to Authorization to Adopt Franklin County's Domestic Terrorism Prevention Plan

WHEREAS: On May 18, 2022, Governor Kathy Hochul in Executive Order No. 18, Preventing and Responding to Domestic Terrorism, has asked every County and the City of New York to develop and maintain a plan to identify and confront threats of domestic terrorism that includes racially or ethnically motivated violent extremists; and

WHEREAS: The plan must include input from law enforcement, mental health professionals, school officials, and other key stakeholders within their jurisdiction; and

WHEREAS: The plan will be submitted to the Division of Homeland Security and Emergency Services' Office of Counterterrorism and it will be used to inform funding distributions in forthcoming grant opportunities; NOW, THEREFORE, BE

RESOLVED: That the Franklin County Legislature hereby adopts Franklin County's Domestic Terrorism Prevention Plan and authorizes it to be submitted to the Division of Homeland Security and Emergency Services' Office of Counterterrorism.

Motion was made by Legislator Lockwood and seconded by Legislator Ellis. All members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised the Board that the following Resolution is offered from the floor, so it has to go without objection. There were none.

RESOLUTION NO. 399

Offered by Legislator Lauzon and Legislator Dabiew

Relating to Execution of Proposed Memorandum of Understanding
Resolving the St. Regis Mohawk Land Claim
Litigation

WHEREAS: The County Of Franklin, Town of Bombay, and Town of Fort Covington have been involved in land claims ligation involving the St. Regis Mohawk Tribe, the Mohawk Council of Akwesasne, the Mohawk Nation Council of Chiefs, the United States of America and the State of New York (the "land claim litigation") for approximately 40 years; and

WHEREAS: The parties to the land claim ligation including the St. Regis Mohawk Tribe, the Mohawk Council of Akwesasne, the Mohawk Nation Council of Chiefs, the United States of America, the State of New York, the County of Franklin, the Town of Bombay, and the Town of Fort Covington intend to enter into a Settlement Agreement resolving the outstanding land claims ligation; and

WHEREAS: The County of Franklin, the Town of Bombay, and the Town of Fort Covington are willing to enter into a Memorandum of Understanding setting forth the provisions to be included in that Settlement Agreement; NOW, THEREFORE, BE IT

RESOLVED: That duly authorized representatives of Franklin County, the Town of Bombay and the Town of Fort Covington are hereby authorized to execute a Memorandum of Understanding in a form substantially similar to that attached to this Resolution as Exhibit A; and, be it

FURTHER RESOLVED: That duly authorized representatives of Franklin County, the Town of Bombay and the Town of Fort Covington are hereby authorized to engage in negotiations with the St. Regis Mohawk Tribe, the Mohawk Council of Akwesasne, the Mohawk Nation Council of Chiefs, the United States of America and the State of New York for the purpose of the agreeing on a final Settlement Agreement that will settle the litigation and end the litigation between the parties.

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

Clerk Premo advised the Board that the following Resolution is offered from the floor, so it has to go without objection. There were none.

RESOLUTION NO. 400

Offered by Public Safety Committee

Relating to Authorization to Create & Fill an Interim
Director of Emergency Preparedness/Fire
Coordinator Position, Emergency Services

WHEREAS: The Director of Emergency Preparedness/Fire Coordinator has advised the Public Safety Committee that he is desirous of creating and filling an Interim Director of Emergency Preparedness/Fire Coordinator position for his department due to his anticipated retirement in March of 2023; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates a temporary (not to exceed three months) Interim Director of Emergency Preparedness/Fire Coordinator position, Management A, an Exempt Classification - Pending Jurisdictional Class, Salary Range of \$65,000 to \$70,000; and, be it

FURTHER RESOLVED: That the Director of Emergency Preparedness/Fire Coordinator is hereby authorized to fill said position with monies to be taken from existing funds; and, be it

FURTHER RESOLVED: That this Interim Director of Emergency Preparedness/Fire Coordinator position will be abolished upon the retirement of current Director of Emergency Preparedness/Fire Coordinator.

Motion was made by Legislator Lockwood and seconded by Legislator Dumas. All members present voted in the affirmative. Resolution unanimously adopted.

Clerk Premo advised the Board that the following Resolution is offered from the floor, so it has to go without objection. There were none.

RESOLUTION NO. 401

Offered by Legislator Dabiew, Lauzon, Janisewski, Dumas, Lockwood, Maroun & Ellis

Relating to Supporting an Increase in Snowmobile Registration Fees to Generate Further Financial Support For Snowmobile Trail Development and Maintenance Fund

WHEREAS: Snowmobiling is a key contributor to the winter tourism in Franklin County bringing significant spending and support for County restaurants and small businesses, and contributing up to \$868 million annually to the Upstate New York economy; and

WHEREAS: Franklin County snowmobile clubs maintain over 239 funded miles of trails throughout the county, and clubs throughout the State maintain 10,500 miles of trails statewide; and

WHEREAS: The maintenance of the snowmobile trails in Franklin County is completed almost entirely by volunteers who are members of snowmobile clubs; and

WHEREAS: It is important to ensure that the County snowmobile trail infrastructure is in a condition to welcome snowmobilers, and that the trails are as safe and well-maintained as they can be; and

WHEREAS: Since 1987, the New York State Snowmobile Trail Development and Maintenance Fund has been utilized by municipalities and their snowmobile club partners to properly groom and maintain local snowmobile trails, including the purchase of necessary equipment; and

WHEREAS: The Snowmobile Trail Development and Maintenance Fund is fully funded through the registration of snowmobilers participating in the sport, and has no general assessment on taxpayers; and

WHEREAS: The snowmobile community, including the New York State Snowmobile Association and the clubs in Franklin County, have requested an increase in the snowmobile registration fees to support trail maintenance; and

WHEREAS: There has not been a registration fee increase for snowmobiles since 2005, while there have been registration fee increases in surrounding states; and

WHEREAS: There is significant inflation throughout the Country, including on critical machinery needed to maintain the trails; and

WHEREAS: Franklin County supports the snowmobiling community and the economic impact that snowmobiling has on our businesses and people; NOW, THEREFORE, BE IT

RESOLVED: That the Board of Legislators supports an increase in Snowmobile Registration Fees to generate further financial support for the Snowmobile Trail Development and Maintenance Fund; and, be it

FURTHER RESOLVED: That a certified copy of this resolution be provided to the NYS Governor and the New York State Legislature, and all others deemed necessary and appropriate.

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

Motion was made by Legislator Lauzon and seconded by Legislator Dumas to adjourn. All members voted in the affirmative. Chairman Dabiew adjourned the meeting at 1:20 P.M.