

RESOLUTION NO. 312

Offered by Finance Committee

Relating to Sale of County Owned Land

RESOLVED: That the report of the Special Committee on reversion of Unredeemed Land filed herewith be and the same is hereby approved and accepted; and, be it

FURTHER RESOLVED: That the Chairman and Clerk of the Franklin County Legislature be and are hereby authorized to deliver in the name of the County, Quit Claim Deed covering respective property therein described; and, be it

FURTHER RESOLVED: That the amount received for the property listed shall be applied to the accumulated taxes as of this date and the County Treasurer is hereby authorized to follow the Franklin County Land Bank Corporation ByLaws, as stated in Section 3.4(d) for the remaining unpaid taxes; and, be it

FURTHER RESOLVED: That the Clerk of the Franklin County Legislature be and hereby is authorized to affix the seal of the County as listed below:

DESCRIPTION OF PROPERTY: MALONE-INSIDE, 98.68-2-1, SERIAL #2016350, SCOTT SEBASTIEN, 13 WILLIAMSON STREET
DATE OF FORECLOSURE: 2016 IN REM, INDEX #2022-282, RECORDED 1/5/2023, INSTR#2023-064
NAME AND ADDRESS OF PURCHASER: FRANKLIN COUNTY LAND BANK CORPORATION, 355 WEST MAIN STREET, MALONE, NY 12953
AMOUNT PAID: \$1.00

DESCRIPTION OF PROPERTY: TUPPER LAKE-INSIDE, 490.75-10-6, SERIAL #201730, EQUITY FIRST REALTY CONSULTANT LLC, 92 WAWBEEK AVENUE
DATE OF FORECLOSURE: 2017 IN REM, INDEX #2023-47, RECORDED 6/30/23, INSTR#2023-2906
NAME AND ADDRESS OF PURCHASER: FRANKLIN COUNTY LAND BANK CORPORATION, 355 WEST MAIN STREET, MALONE, NY 12953
AMOUNT PAID: \$1.00

RESOLUTION NO. 313

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

Relating to Franklin County Legislature Opposes the Implementation of Background Checks and Fees For the Acquisition of Ammunition and Firearms as Required Under the Concealed Carry Improvement Act

WHEREAS: The Concealed Carry Improvement Act (CCIA) was signed into law by Governor Hochul on July 1, 2022; and

WHEREAS: Said Act included regulations that allow the State to have oversight over background checks for firearms and ammunition purchases; and

WHEREAS: The provision of the CCIA has resulted in background check fees upon citizens to \$2.50 for every ammunition purchase and \$9.00 for every firearm purchase with the potential for increases without legislative approval; and

WHEREAS: The initial decisions regarding the Concealed Carry Improvement Act makes clear that the legislation is constitutionally infirm and should not continue forward; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby opposes the implementation of background checks and fees for the acquisition of ammunition and firearms as required under the concealed carry improvement act; and, be it

FURTHER RESOLVED: That certified copies of this resolution will be forwarded to Governor Kathy Hochul; Senator Dan Stec; and Assemblyman Billy Jones.

RESOLUTION NO. 314

Offered by Human Resources Committee

Relating to Authorization to Extend the Contract With
Child Care Coordination of the North Country
For Child Care Recruitment & Training

WHEREAS: The Franklin County Board of Legislature acknowledges that there is a need for child care providers in Franklin County; and

WHEREAS: The Franklin County Board of Legislature would like to use American Rescue funds to extend the contract for one more year with Child Care Coordination of the North Country for child care recruitment & training to improve the child care system across Franklin County; 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 extend the contract with Child Care Coordination of the North Country for child care recruiting and training with the details to be outlined in the contract effective October 1, 2023.

RESOLUTION NO. 315

Offered by Public Safety Committee

Relating to Authorization to Accept Grant and Appropriate
Funds, Traffic Safety

WHEREAS: The Traffic Safety Coordinator has advised the Public Safety Committee that Franklin County has been awarded \$1,500.00 from the Governor’s Traffic Safety Committee to participate in the Child Passenger Safety Incentive Program effective October 1, 2023 through September 30, 2024; and

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

RESOLVED: That the 2023 budget is hereby amended with appropriations to be made to accounts as shown:

01-31-3389.20	Revenue	\$1,500.00
01-31-3310-20-4000	Contractual Expenses	\$1,500.00

RESOLUTION NO. 316

Offered by Public Safety Committee

Relating to Franklin County Legislature Classifying a Certain Fire Investigator as Peace Officer

WHEREAS: A fire investigation member when acting pursuant to their special duties in matter arising under the laws relating to fires, their prevention, extinguishment, investigation thereof, and fire perils; provided, however, that nothing in this subdivision shall be deemed to authorize such employees to carry, possess, repair, or dispose of a firearm unless the appropriate license therefor has been issued pursuant to section 400.00 of the penal law; and

WHEREAS: Fire Investigator Robbie Demarse is:

- a. Sworn member of the Franklin County Fire Investigation; and
- b. Authorized to investigate fires or explosions for Franklin County; and

WHEREAS: The Franklin County Fire Investigation is an organized and volunteer Team; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Board of Legislature has determined that it is necessary and is in the best interest of the Franklin County to classify Fire Investigator Robbie Demarse as Peace Officer of Franklin County under the Franklin County Sheriff as a Special Deputy and shall continue to classify him as Peace Officer as he has met all requirements set by New York State; and, be it

1. Board which substantially conforms to standards promulgated pursuant to New York State Peace Officer Training, as amended, and has satisfactorily completed a course in fire and arson investigation approved by the Office of the State Fire; and, be it

2. That in addition to Robbie Demarse is hereby classified as a Peace Officer of the Franklin County Sheriff, and shall possess the same powers of arrest, search and seizure and the securing and service of warrants as sheriffs of counties, and police officers within the jurisdiction of Franklin County; and, be it

3. That, while in the actual investigation of fires, explosions, or, suspected arsons, and matters incident thereto, may carry a firearm as may be necessary and in conformity with the requirements, rules and regulations relating to firearms carried by members of the Franklin County Sheriff's Department.

RESOLUTION NO. 317

Offered by Public Works & Services Committee

Relating to Authorization to Amend Budget, Highway Department

WHEREAS: The Highway Superintendent has advised the Public Works & Services Committee that he is unable to perform paving on CR40 in 2023; and

WHEREAS: The Highway Superintendent has advised the Public Works & Services Committee that he is requesting that funds used from the County Road, Roads & Bridges Bituminous Material line (02-90-5110-10-4606) to pay for Barret Paving P0857 be recoded to the County Route 14 Capital Project line (07-99-5198-76-2000) in order to submit this invoice for CHIPS reimbursement; and

WHEREAS: The Highway Superintendent has advised the Public Works & Services Committee that it is necessary to retroactively amend the CHIPS budget allocating funding; NOW, THEREFORE, BE IT

RESOLVED: That the 2023 Budget is hereby amended as follows:

Decrease: CHIPS CR40	
07-99-3501-154	\$330,264.00
07-99-5198-154-2000	\$330,264.00
Increase: CHIPS CR14	
07-99-3501-76	\$310,436.45
07-99-5198-76-2000	\$310,436.45
Increase: CHIPS	
07-99-3501-10	\$19,827.55
07-99-5198-10-2000	\$19,827.55

RESOLUTION NO. 318

Offered by Economic Development Committee

Relating to Authorization to Create & Fill a Trails Coordinator Position, Economic Development & Tourism

WHEREAS: The Director, Office of Economic Development has advised the Economic Development Committee of the desire to create and fill a Trails Coordinator Position; and

WHEREAS: This position will oversee grant opportunities for trail development, grant administration, asset inventory, scheduling of maintenance and overall execution of the multi-use trails master plan for Franklin County; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby creates a Trails Coordinator Position, Full-Time Position, Competitive Class, Management B, Base Salary \$50,000 and shall follow the Franklin County Salary Policy for Non-Union Employees; and, be it

FURTHER RESOLVED: That the Director, Office of Economic Development is hereby authorized to fill said position with monies in his budget.

RESOLUTION NO. 319

Offered by Public Works & Services Committee

Relating to Authorization to Amend Budget, Highway Department

WHEREAS: The Highway Superintendent has advised the Public Works & Services Committee that is it necessary to amend the CHIPS budget allocating funding; NOW, THEREFORE, BE IT

RESOLVED: That the 2023 Budget is hereby amended as follows:

Decrease: CR55 #182	
07-99-3501-182	\$58,000.00
07-99-5198-182-2000	\$58,000.00
Increase: CR27 #183	
07-99-3501-183	\$58,000.00
07-99-5198-183-2000	\$58,000.00

RESOLUTION NO. 320

Offered by Public Works & Services Committee

Relating to Authorization to Amend Budget and Purchase a Tractor and Mower Attachment, Highway Department

WHEREAS: The Superintendent of Highways has advised the Public Works & Services Committee that he would like to purchase a 2023 John Deere 6105E Cab Tractor through Sourcewell Ag Tractors 110719-JDC from Deere & Company/Malone United Ag & Turf; and

WHEREAS: The Superintendent of Highways has advised the Public Works & Services Committee that he would also like to purchase an Alamo 18" Samurai Boom Mower, Joystick and 60" Severe Duty Rotary, Blade Bar, Joystick Swivel for the above tractor through Sourcewell Contract #07081-AGI from Alamo Industrial/Tracey Road; and

WHEREAS: The above purchases are contingent on confirmation that they meet the Franklin County Purchasing Policy requirements; and

WHEREAS: The Superintendent of Highways has advised the Public Works & Services Committee that is it necessary to amend the CHIPS budget allocating funding; NOW, THEREFORE, BE IT

RESOLVED: That the 2023 Budget is hereby amended as follows:

Decrease: Revenue	
07-99-3501-10	\$153,673.96
07-99-5198-10-2000	\$153,673.96
Increase: CHIPS Revenue	
03-95-3501-10	\$153,673.96
Increase: Tractor/Mower	
03-95-5132-10-2673	\$153,673.96

RESOLUTION NO. 321

Offered by Public Safety Committee

Relating to Authorization to Accept FY 2023 Emergency Management Performance Grant (EMPG) & Appropriate Funds, Emergency Services

WHEREAS: The Emergency Preparedness Director/Fire Coordinator has advised the Public Safety Committee that he has received a 2023 Emergency Management Performance Grant (EMPG) from the U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA) in the amount of \$21,741; 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 grant and appropriations shall be made to accounts as follows:

01-33-4305-10	Revenue	\$21,741
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01-33-3645-13-1000	Personal Services	\$21,741
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RESOLUTION NO. 322

Offered by Public Safety Committee

Relating to Authorization to Accept FY 2023 Pipeline
Emergency Response Grant (PERG) & Appropriate
Funds, Emergency Services

WHEREAS: The Emergency Preparedness Director/Fire Coordinator has advised the Public Safety Committee that he has received a 2023 Pipeline Emergency Response Grant (PERG) from the Pipeline and Hazardous Materials SA, Office of Pipeline Safety (PHP) in the amount of \$64,211; 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 grant and appropriations shall be made to accounts as follows:

01-33-4305-10	Revenue	\$64,211
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01-33-3645-14-2000	Equipment	\$59,211
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01-33-3645-14-4446	Training	\$ 5,000
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RESOLUTION NO. 323

Offered by Public Safety Committee

Relating to Authorization to Accept Grant for FY 2023 State
Homeland Security Program (SHSP) & 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 \$59,750 for the 2023 SHSP/SLETPP Program; 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 this 100% funded grant and appropriations shall be made to accounts as follows:

01-33-4305-10	Revenue	\$59,750
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01-33-3645-15-2000	Equipment	\$34,750
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01-33-3645-15-1000	Personal Services	\$21,000
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01-33-3645-15-8000	Fringe	\$ 4,000
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RESOLUTION NO. 324

Offered by Human Resources Committee

Relating to Appointment to the Franklin County Community Services Board

WHEREAS: There are two members on the Franklin County Community Services Board who's terms will be expiring; and

WHEREAS: Nathan Cox and Chris Czadzeck has expressed their interest in serving another term on this board; NOW, THEREFORE, BE IT

RESOLVED: That Nathan Cox and Chris Czadzeck are hereby re-appointed to the Franklin County Community Service Board for a four year term as follows:

Nathan Cox 10/01/23 - 10/01/27

Chris Czadzeck 10/16/23 - 10/16/27

RESOLUTION NO. 325

Offered by Economic Development Committee

Relating to Authorization to Pay Award, Office of Economic Development

WHEREAS: The Director, Office of Economic Development has advised the Economic Development Committee that he would like to pay out a DDMP award from Round 1 of 2023; NOW, THEREFORE, BE IT

RESOLVED: That the County Auditor is authorized to process and the County Treasurer is authorized to pay the Tupper Lake Sportsman Club up to \$10,000.00 from Account No. 01-57-6410-20-4000.

RESOLUTION NO. 326

Offered by Economic Development Committee

Relating to Authorization to Enter Into a Contract With The Owls Head/Mountain View Volunteer Fire Department, Office of Economic Development

WHEREAS: The Director, Office of Economic Development has advised the Economic Development Committee that he is desirous of entering into a contract with the Owls Head/Mountain View Volunteer Fire Department for the purpose of an ATV equipped with rescue equipment to respond to emergency calls on the trail system; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes the County Manager and the Director, Office of Economic Development, upon the review and the approval of the County Attorney, to enter into a contract with the Owls Head/Mountain View Volunteer Fire Department for the purpose of an ATV equipped with rescue equipment, for an amount not to exceed \$18,000.00, from Account No. 01-57-6410-20-4000 with the terms outlined in the contract.

RESOLUTION NO. 327

Offered by Economic Development Committee

Relating to Authorization to Enter Into a Contract With The
Town of Tupper Lake, Office of Economic
Development

WHEREAS: The Director, Office of Economic Development has advised the Economic Development Committee that he is desirous of entering into a contract with the Town of Tupper Lake for the purpose of purchasing grooming equipment; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes the County Manager and the Director, Office of Economic Development, upon the review and the approval of the County Attorney, to enter into a contract with the Town of Tupper Lake for the purpose of purchasing grooming equipment, for an amount not to exceed \$25,000.00, from Account No. 01-57-6410-20-4000 with the terms outlined in the contract.

RESOLUTION NO. 328

Offered by Economic Development Committee

Relating to Authorization to Enter Into a Contract With The
Town of Harrietstown, Office of Economic
Development

WHEREAS: The Director, Office of Economic Development has advised the Economic Development Committee that he is desirous of entering into a contract with the Town of Harrietstown for the purpose of hosting North Country New Years and signage for Dewey Mountain; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes the County Manager and the Director, Office of Economic Development, upon the review and the approval of the County Attorney, to enter into a contract with the Town of Harrietstown for the purpose of hosting North Country New Years for an amount not to exceed \$15,000.00 and for signage for Dewey Mountain for an amount not to exceed \$5,000.00 from Account No. 01-57-6410-20-4000 with the terms outlined in the contract.

RESOLUTION NO. 329

Offered by Administrative Committee

Relating to Authorizing a Department of Social Services'
Attorney to Act on Behalf of the County Attorney

WHEREAS: The County Attorney has advised the Administrative Committee that she has a pending court case that she is unable to represent the County due to a conflict of interest; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby authorizes, David Haggard, Social Services Attorney, to represent Franklin County on behalf of the County Attorney in any court cases that there is a conflict of interest for the County Attorney at no additional compensation.

RESOLUTION NO. 330

Offered by Human Resources Committee

Relating to Authorization to Adopt Revised Policies &
Procedures, Public Health Services

WHEREAS: The Franklin County Legislature is the governing authority of the Franklin County Public Health Services Agency; and

WHEREAS: The Franklin County Public Health Services Agency has made revisions to the following Policies & Procedures:

Mileage Reimbursement Policy Fiscal #007
Discount Fees for Healthcare Fiscal #001
Administration & Management of Grants Fiscal #005
Record Retention Admin #009
Protected Health Information HIPAA #001
Administrative Management of Personnel PERS #002
Home Health Care Clinical #001
Fees Policy Fiscal #004
Collection and Patient Assistance Fiscal #012

;and

WHEREAS: In compliance with regulations, the Franklin County Legislature has appointed a Professional Advisory Committee to review policies pertaining to management and operation of the agency and the provision of patient care services; and

WHEREAS: The Professional Advisory Committee recommends such revisions to the policies to the governing authority for adoption; NOW, THEREFORE, BE IT

RESOLVED: That the Franklin County Legislature hereby adopts the revisions to the policies regarding management, operation and the provision of patient care for the agency as recommended by the Professional Advisory Committee.