

March 3, 2025

St. Lawrence County
Board of Legislators
Board Room and Live via stlawco.gov

Full Board
Monday, March 3, 2025
6:00 PM

The Chair called the meeting to order at 6:00 p.m.

ROLL CALL: All Legislators were present, with the exception of Ms. Haggard.

Mr. Denesha offered the prayer followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA: Ms. Curran moved to approve the agenda, seconded by Mr. Webster, Mr. Fay, and Mr. Smithers, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Mr. Reagen motioned to move resolution in support of New York State Correction Officers and to urge Governor Kathy Hochul to take immediate action on the HALT Act legislation, which has negatively impacted correction officers working in New York State Correctional facilities, to the beginning of the agenda, seconded by Mr. Hull, Mr. Fay, Mr. Burke, Mr. Webster, Mr. Lightfoot, Mr. Sheridan, Mr. Smithers, Mr. Gennett, Ms. Terminelli, Ms. Curran, Mr. Perkins, and Mr. Denesha, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

APPROVAL OF MINUTES: Ms. Curran moved to approve the minutes of February 3, 2025, seconded by Mr. Webster, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

COMMUNICATIONS: No Communications

CITIZEN PARTICIPATION:

Tom Agans - Town of Brasher Falls
Dave and Sally Bronson - Town of Brasher Falls
Angela Olson - Town of Massena
Madison Beaudette - Town of Massena
Thea Hale - Geneseo
Amanda Sagriff - Town of Hannawa Falls
Renee Chase - Town of Potsdam
Dr. William Orlando - Town of Massena
Kelly Bedore - Town of Potsdam
Dustin Moore - Town of Degrasse
Mark Roulette - Town of Lisbon
Chris Chase - Town of Potsdam

March 3, 2025

PRESENTATION OF RESOLUTIONS:

Finance Committee: 2-24-2025

RESOLUTION NO. 64-2025

**RESOLUTION IN SUPPORT OF NEW YORK STATE CORRECTION OFFICERS
AND URGING NEW YORK STATE GOVERNOR KATHY HOCHUL TO
IMMEDIATELY ADDRESS THE HALT ACT LEGISLATION THAT HAS FAILED
CORRECTION OFFICERS AND THE SAFETY OF CORRECTIONS OFFICERS
WORKING IN NEW YORK STATE CORRECTIONAL FACILITIES**

By Mr. Hull, Chair, Finance Committee

Co-Sponsored by Mr. Forsythe, District 1; Mr. Reagan, District 2; Mr. Lightfoot, District 3; Mr. Sheridan, District 4; Mr. Denesha, District 6; Mr. Perkins, District 7; Mr. Fay, District 9; Mr. Webster, District 11; Mr. Gennett, District 13; and Ms. Curran, District 15

WHEREAS, the necessity to operate correctional facilities represents a critical component of the criminal justice system in the United States, and correctional officers play a vital role in protecting the rights of the public to be safeguarded from criminal activity, and

WHEREAS, there are over sixteen thousand (16,178) corrections officers and employees in the State of New York in the State correctional facilities who are responsible for custody and maintenance of more than thirty-one thousand (31,329) inmates in their care, and

WHEREAS, due to staffing shortages, as well as changes in corrections law and regulations, correction officers routinely report for a scheduled shift, only to be held over for an entire second shift and/or sometimes the entire day, because of the minimum staffing required by the New York State regulations, and

WHEREAS, according to data from the New York State Department of Corrections and Community Supervision (DOCCS), there were over two thousand (2,070) assaults on staff statewide in the year 2024, which was far more than the previous four (4) years and there have already been one hundred and sixty (160) recorded in the 2025 calendar year, and

WHEREAS, the activity at Riverview Correctional Facility in Ogdensburg, NY that took place on February 20, 2025, an otherwise safe and effectively run facility, should demonstrate the current crisis in New York State Correctional Facilities due to staffing shortages and failed legislation known as the HALT Act (Human Alternatives to Long Term Solitary Confinement), and

WHEREAS, the HALT Act legislation restricts the ability of Correction Officers to utilize tools safe for inmates and the opportunity to maintain order within the facilities across the State, it has failed Correction Officers and denied them the ability to separate individuals who are disruptive and dangerous to the jail population and to the Officers tasked to maintain a safe environment,

March 3, 2025

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators supports the safety of New York State Correction Officers and Urges New York State Governor Kathy Hochul to Immediately Address the Legislation that has Failed Correction Officers and Improve Working Conditions in New York State Correctional Facilities, and

BE IT FURTHER RESOLVED that the failure of the HALT Act needs to be addressed immediately for the safety of the jail population as well as the Correction Officers tasked to maintain order in the Correctional Facilities on a daily basis, and

BE IT FURTHER RESOLVED that the Board of Legislators urges the State of New York to implement policies within the New York State Department of Corrections and Community Supervision that will enhance the security of the correctional facilities and ensure the safety of Correction Officers and jail population, and

BE IT FURTHER RESOLVED that certified copies of this resolution to Governor Kathy Hochul, Assemblyman Scott Gray, Senator Mark Walczyk, Assemblyman Robert Smullen, Assemblyman Ken Blankenbush, and Senator Dan Stec, and the New York State Department of Corrections and Community Supervision.

Mr. Reagen moved to adopt Resolution No. 64-2025, seconded by Mr. Hull, Mr. Fay, Mr. Lightfoot, Mr. Webster, Mr. Burke, Mr. Gennett, Ms. Terminelli, Mr. Smithers, Mr. Forsythe, Ms. Curran, Mr. Perkins, and Mr. Denesha, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 65-2025

**PROCLAIMING MARCH 2025 AS WOMEN'S HISTORY MONTH IN
ST. LAWRENCE COUNTY WITH THE THEME OF
"MOVING FORWARD TOGETHER!"**

By Mr. Hull, Chair, Finance Committee

WHEREAS, in 1987, Congress declared March as National Women's History Month to recognize and spread awareness of the importance of women in the history of the United States, and

WHEREAS, throughout the history of the United States, men and women have worked together to build this nation, but too often the women were unsung and their contributions sometimes went unnoticed, but the achievements, leadership, courage, strength and love of the women who built America was as vital as that of the men whose names we know so well, and

March 3, 2025

WHEREAS, American women have been and continue to be leaders in the forefront of the establishment of early charitable, philanthropic, and cultural institutions; led the efforts to secure suffrage and equal opportunities for women; and also served in the abolitionist movement, the emancipation movement, labor movements, civil rights movements, and other causes to create a more fair and just society for all, and

WHEREAS, the history of America is full of pioneers, and listed are a few of the remarkable accomplishment by trail-blazing women in St. Lawrence County history:

- Dr. Mary Bryan born in Lisbon in 1854 became a skilled surgeon. She ran a hospital in India as a missionary, and upon her return to the United States she was not allowed to perform surgeries because she was a woman, even though she had all the credentials to do so. She then became the Medical Director for the Society of United Helpers.
- Carrie Chapman Catt, a well-known Suffragette, came to Canton to run a Suffrage Workers school for the first Women's Suffrage Convention in St. Lawrence County, and with relentless campaigning she won the respect of President Woodrow Wilson whose help passed the Nineteenth Amendment.
- Marion Sanger Frank, a Suffragist from Ogdensburg who led the local suffrage movement. She founded and served as president of the Ogdensburg Political Equality Club. She also promoted women's right to vote in Northern New York and throughout St. Lawrence County. Marion had a newspaper column titled "News and Views of Equal Suffrage". She served with Suffragists Carrie Chapman Catt and Anna Howard Shaw at the National Suffrage Convention. She was a State Delegate at the NY City Convention and marched in the parade there.
- Lieutenant Colonel Dr. Mary Stella Lawrence of Lisbon was working at North Sector General Hospital, Schofield Barracks, Hawaii, during the bombing of Pearl Harbor. After witnessing the devastation and severe injuries of the soldiers and civilians, she immediately joined the Army, and continued working there. In 1943, after lunch with Eleanor Roosevelt, she was promoted to Second Lieutenant PTA-AUS and Head Physical Therapist. She eventually returned to the mainland to work with the Surgeon General in Washington, DC. She became Captain in 1953, a Major in 1956 and returned from an assignment in Germany as Lt. Colonel in 1962. There were very few female Lt. Colonels in those days and even fewer female Lt. Col. Drs.
- In 1863, Olympia Brown was the first woman to graduate from theological school at St. Lawrence University and became the first woman to be a fully ordained minister. She was an ardent Suffragist and one of the few who became eligible to vote after the passing of the Nineteenth Amendment.
- Helen Morton Barker of Richville, born December 7, 1834, was a social reformer in the Temperance Movement. For twelve (12) years, she served as treasurer of the National Woman's Christian Temperance Union (WCTU).
- Lavinia York, wife of Sheriff York who returned to Ogdensburg after the 1813 Battle of Ogdensburg to find her personal belongings missing. She crossed the frozen St. Lawrence River to go to Brockville to get them returned. She was able to get her husband released and the two returned home.

March 3, 2025

- Linda Richards, born on July 27, 1841 in West Potsdam, was the first professionally trained American nurse. She established nursing training programs in the United States and Japan and created the first system for keeping individual medical records for hospitalized patients.
- Patricia Ritchie, born and raised in Depeyster, was elected as St. Lawrence County Clerk in 2000 and continued in that position until 2010 when she was elected to the New York State 48th Senate District, which covered the eastern shore of Lake Ontario and the St. Lawrence River shoreline. In the Legislature, she served as Chair of the Agriculture Committee, Co-Chair of the bi-cameral Legislative Commission on Rural Resources and Deputy Vice-Chair of the Senate Health Committee working to improve public health particularly in rural counties, like those she represented.
- Rhoda Fox Graves of Fowler was a suffragist, women's rights activist, and early female politician who was the first woman to service in the New York State Senate, the first woman to hold office in both the upper and lower legislative houses in New York State, and the first woman to chair a New York State Senate Committee.
- June F. O'Neill served in many positions for St. Lawrence County from 1967-1987. June served as the lead Legislative Aid in the Board of Legislators Office as the first female to hold this office in St. Lawrence County. She was appointed by Governor Mario Cuomo as Regional Representative. She was the Director of the Office of Rural Affairs. She served as a member of the Governor's cabinet until 1995. She joined the Comptroller's Office as the executive coordinator for training and intergovernmental affairs. Governor Eliot Spitzer asked June to chair the Democratic Party in 2006 and she served until 2009. She continued to serve as the Executive Committee Chair until 2011. Afterward she served as the employer outreach manager for the Office of the Comptroller. She has also been the North Country Regional Representative for the state Department of Labor. Governor Andrew M. Cuomo named June to lead the College Council for SUNY Potsdam.
- Dierdre "Dede" Scozzafava resided most of her life in Gouverneur while representing District 122 in the New York State Assembly from 1999 to 2010, and in 2011 was appointed as the New York Deputy Secretary of State for Local Government holding this post through June 2016.
- Chloe Ann O'Neil entered into politics as an aide to her husband, John O'Neil, during his Assembly tenure. In 1992 her husband died in a car accident, and Chloe Ann was nominated to run in a special election to fill the vacancy left by her husband. She was elected on February 16, 1993 and remained in the Assembly until 1998.
- Ruth A. Doyle was appointed by the Board of Legislators to serve as County Administrator to St. Lawrence County in 2015 for a term of four (4) years. She was reappointed to a second term in 2019, then reappointed again in 2023 beginning her third term of office and earning her the distinction of being the only County Administrator appointed to more than two terms in St. Lawrence County.
- Minnie Josephine Reynolds (Scalabrino) was born in Norwood in 1865. She continued to use her maiden name after marriage. She moved to Colorado where she was an American journalist, women's rights activist and organizer. She founded the Denver Women's Press Club and the Denver Woman's Club. She advocated for equal rights,

March 3, 2025

women's suffrage and temperance. She was instrumental in the passage of laws that gave women the right to vote at the state level and in 1920 throughout the United States.

- Bessie (Pickens) Abbott was one of twin daughters born in Heuvelton to John Pickens Jr., and his wife, Frances Josephine Button. However, she used her grandmother's maiden name of Abbott, later dropping one of the b's from the name. Bessie was an American operatic soprano who had an active international career during the early 20th century. She was associated with the Paris Opera and the Metropolitan Opera and excelled in performances of Italian and French operas of the Romantic Period, and

WHEREAS, the 2025 National Woman's History Theme is "Moving Forward Together! Women Educating & Inspiring Generations" and the National Women's History Alliance encourages recognition of women, past and present, who have been active in all forms of media and storytelling including print, radio, television, stage, screen, blogs, podcasts, and more,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators proclaims March 2025 as Woman's History Month in St. Lawrence County.

Mr. Hull moved to adopt Resolution No. 65-2025, seconded by Ms. Terminelli, Mr. Denesha, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Services Committee: 2-10-2025

RESOLUTION NO. 66-2025

PROCLAIMING MARCH 7, 2025 AS "FIVE HOUR FREE (FROM SOCIAL MEDIA) FRIDAY" IN ST. LAWRENCE COUNTY

By Mr. Webster, Chair, Services Committee

WHEREAS, Resolution No. 75-2024 authorized the first "Five Hour Free (from Social Media) Friday" and participation exceeded expectations, and

WHEREAS, according to The Journal of American Medical Association Pediatrics, teens spend more than eight hours on their phones each day, and

WHEREAS, excessive social media use has been linked to depression, anxiety, attention deficit, and sleep deprivation, and

WHEREAS, published in the US Surgeon General's Advisory on Social Media and Youth Mental Health (2023) nearly half (forty-six percent (46%)) of adolescents (13-17) said

March 3, 2025

social media makes them feel worse about themselves and sixty-four percent (64%) of adolescents are "often" or "sometimes" exposed to hate-based content, and

WHEREAS, in Governor Hochul's State of the State Address on January 14, 2025, legislation was proposed to restrict cell phone use in K-12 schools aiming to create distraction-free learning environments, and

WHEREAS, St. Lawrence residents are encouraged to take time away from their social media platforms and participate in a social media detox supporting the message that overuse of social media can cause emotional and physical stress, and

WHEREAS, the Teen Ambassadors of the St. Lawrence County Youth Committee launches its 2nd annual "Five Hour Free (from social media) Friday" on March 7th from 4 p.m. to 9 p.m.,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators proclaims March 7, 2025 as the 2nd annual "Five Hour Free (from social media) Friday" in St. Lawrence County.

BE IT FURTHER RESOLVED that that certified copies of this resolution be forwarded to Governor Kathy Hochul, Senator Dan Stec, Senator Mark Walczyk, and Assemblyman Scott Gray.

Mr. Webster moved to adopt Resolution No. 66-2025, seconded by Mr. Burke, Ms. Curran, Mr. Denesha, and Ms. Terminelli, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 67-2025

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH SPECTRUM ENTERPRISES FOR INSTALLATION OF A NEW PHONE SYSTEM AT THE GOUVERNEUR DEPARTMENT OF MOTOR VEHICLES AND MODIFYING THE 2025 BUDGET FOR THE COUNTY CLERK'S OFFICE

By Ms. Curran, Chair, Operations Committee

WHEREAS, the St. Lawrence County Department of Motor Vehicle's Satellite office in Gouverneur is located in the Gouverneur Town Offices and is in need of a phone upgrade from a residential phone service to a business phone service, and

March 3, 2025

WHEREAS, the County Clerk requested Information Technology review the options for this transition, and

WHEREAS, Information Technology requested a quote from Spectrum Enterprises to match the service at the Gouverneur DMV with other county offices resulting in an annual increase of \$662.88 and a one-time installation fee of \$100, and

WHEREAS, it is necessary to modify the 2025 Budget for the County Clerk's Office to appropriate for the increase,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Spectrum Enterprises, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2025 Budget for the County Clerk's Office as follows:

INCREASE APPROPRIATIONS:

K1514104 42303	K GDMV I/D Phone CHA	\$763
----------------	----------------------	-------

INCREASE REVENUE:

K1512555 55000	K Gouverneur DMV Fees	\$763
----------------	-----------------------	-------

Ms. Curran moved to adopt Resolution No. 67-2025, seconded by Mr. Lightfoot, Mr. Smithers, and Mr. Burke, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 68-2025

**MODIFYING THE 2024 BUDGET FOR THE DISTRICT ATTORNEY'S OFFICE FOR
TRANSCRIPTS AND LABORATORY FEES**

By Ms. Curran, Chair, Operations Committee

WHEREAS, expenses incurred due to multiple high profile cases in which created prosecution expenses in excess of the approved 2024 Budget amounts, and

March 3, 2025

WHEREAS, it is necessary to modify the 2024 Budget for the District Attorney's Office to cover the additional costs in our 400 accounts, and

WHEREAS, additional expenses have been incurred for transcripts and laboratory Fees,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2024 Budget for the District Attorney's Office as follows:

DECREASE APPROPRIATIONS:

J1011651 12000	J Supervisory/ ADA	\$9,000
----------------	--------------------	---------

INCREASE APPROPRIATIONS:

J1011654 46500	J Transcripts	\$7,000
J1011654 45100	J Labs	<u>2,000</u>
		\$9,000

Ms. Curran moved to amend the resolution to adjust the total amount from \$8,277 to \$9,000, seconded by Mr. Webster and Mr. Fay, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Ms. Curran moved to adopt Resolution No. 68-2025, seconded by Mr. Burke, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 69-2025

**MODIFYING THE 2025 BUDGET FOR THE SHERIFF'S OFFICE TO ACCEPT A
2024 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) FUNDING
FROM THE BUREAU OF JUSTICE DEPARTMENT**

By Ms. Curran, Chair, Operations Committee

WHEREAS, the St. Lawrence County Sheriff's Office has been awarded program funding in the amount of \$11,407 through the Bureau of Justice Assistance (BJA) Department, and

March 3, 2025

WHEREAS, this 2024 State Criminal Alien Assistance Program (SCAAP) provides funding to cover costs related to the Correctional Facility from July 1, 2022 to June 30, 2023,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2025 Budget for the Sheriff's Office to accept a 2024 State Criminal Alien Assistance Program funding from the Bureau of Justice Department, as follows:

INCREASE APPROPRIATIONS:

S4Z31504 42004	S SCAAP Computer Software	\$8,897
S4Z31504 43007	S SCAAP Other Fees and Services	<u>2,510</u>
		\$11,407

INCREASE REVENUE:

S4Z43895 57000	S SCAAP Federal Aid	\$11,407
----------------	---------------------	----------

Ms. Curran moved to adopt Resolution No. 69-2025, seconded by Mr. Perkins, Mr. Lightfoot, and Mr. Burke, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 70-2025

MODIFYING THE 2024 BUDGET FOR THE SHERIFF'S OFFICE FOR INMATE MEDICAL FEES AND HOSPITALIZATIONS

By Ms. Curran, Chair, Operations Committee

WHEREAS, the cost of inmate medical fees and hospitalizations exceeded the 2024 Budget, and

WHEREAS, the Sheriff's Office has received revenue from workers' compensation reimbursement, housing inmates, transportation of prisoners, and civil fees that is in excess of the budgeted amounts in the 2024 Budget, and

WHEREAS, in 2023 the cost of medical fees and hospitalizations for 196 individual visits was \$48,800 and in 2024 the cost of medical fees and hospitalizations for 290 individual visits was \$117,200,

March 3, 2025

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2024 Budget for the Sheriff's Office for inmate medical fees and hospitalizations as follows:

DECREASE APPROPRIATIONS:

B1019904 49700	B SPEC Contingency Account	\$56,972
----------------	----------------------------	----------

INCREASE REVENUE:

S1015895 55000	S Other Public Safe Dpt Inc	\$808
S1022605 55000	S LR Crim Transportation Prisoner	3,973
S2015105 55000	S Civil Sheriff Fees	15,738
S4026835 550WC	S LR W/C Reimbursement Salary	11,186
S5022645 550CO	S IH County Inmate Housing	<u>6,823</u>
		\$38,528

INCREASE APPROPRIATIONS:

S4031504 43004	S JAIL Medical Fees	\$46,500
S4031504 45102	S JAIL Prisoner Hospitalization	<u>49,000</u>
		\$95,500

Ms. Curran moved to adopt Resolution No. 70-2025, seconded by Mr. Webster, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 71-2025

AUTHORIZING THE CHAIR TO SIGN A CONTRACT EXTENSION FOR THE FY20 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT (FY20 SICG) WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY AND OFFICE OF EMERGENCY SERVICES

By Ms. Curran, Chair, Operations Committee

WHEREAS, Resolution No. 346-2021 approved the contract for the FY20 Statewide Interoperable Communications Formula Grant (FY20 SICG) in the amount of \$806,143 for the Office of Emergency Services to concentrate on improving interoperability and operability of communication systems in New York State with a contract period of January 1, 2021 to December 31, 2022, and

March 3, 2025

WHEREAS, Resolution No. 66-2024 approved a contract extension with an end date of December 31, 2024, and

WHEREAS, an additional one-year extension has been approved by New York State Division of Homeland Security and Emergency Services through December 31, 2025 (X2Z33895 56000 SI), and

WHEREAS, this grant allows New York State to provide aid to County, Local, and Municipal public safety organizations in enhancing emergency response, improving capability, improvements in governance structures, operating procedures, infrastructure development, and addressing SAFECOM guidance from the US Department of Homeland Security Office of Emergency Communications,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a one year extension with New York State Division of Homeland Security and Emergency Services Office of Interoperable and Emergency Communications for Fiscal Year 20 (FY20) Statewide Interoperable Communications Formula Grant (SICG), and any other necessary documents as required by this grant, upon approval of the County Attorney, and

BE IT FURTHER RESOLVED that any remaining funds will be rolled over to future budgets until fully expended.

Ms. Curran moved to adopt Resolution No. 71-2025, seconded by Mr. Denesha, and Mr. Lightfoot, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 72-2025

**AUTHORIZING THE CHAIR TO SIGN A MEMORANDUM OF UNDERSTANDING
BETWEEN EMERGENCY SERVICES AND ST. LAWRENCE COUNTY AND THE
NEW YORK STATE DIVISION OF HOMELAND SECURITY**

By Ms. Curran, Chair, Operations Committee

WHEREAS, Division of Homeland Security and Emergency Services (DHSES) has been appropriated funds in the FY24 budget to purchase flood mitigation equipment to support counties in emergency flood events, enhancing preparedness and response capabilities, and

March 3, 2025

WHEREAS, St. Lawrence County seeks to enhance its flood mitigation efforts through the use of state-provided equipment, helping protect vulnerable areas and mitigate disaster impacts, and

WHEREAS, the purpose of this Memorandum of Understanding (MOU) is to establish the terms and conditions under which DHSES will transfer possession (but not ownership) of flood mitigation equipment to St. Lawrence County, while retaining oversight to ensure compliance and operational readiness, and

WHEREAS, this MOU is between the New York State Division of Homeland Security and Emergency Services (DHSES) and St. Lawrence County, the aforementioned entities are collectively referred to as the “Parties,”

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a memorandum of understanding between Emergency Services and St. Lawrence County and the New York State Division of Homeland Security, and

BE IT FURTHER RESOLVED in furtherance of the above objectives, the Parties mutually agree to the following terms, and

BE IT FURTHER RESOLVED DHSES will transfer possession of flood mitigation equipment to St. Lawrence County with DHSES retaining ownership, and

BE IT FURTHER RESOLVED the equipment will be shipped directly to St. Lawrence County, DHSES will provide a recording spreadsheet to St. Lawrence County upon receipt of the equipment, St. Lawrence County will confirm and provide DHSES with a detailed inventory including serial numbers within 30 days if this confirmation is not received within the timeframe DHSES will contact St. Lawrence County to conduct an on-site inventory of equipment received once completed, the inventory will be attached to and made a part of this MOU, and

BE IT FURTHER RESOLVED the equipment is provided as a one-time allocation, DHSES will not replace equipment that becomes inoperable or reaches the end of its useful life St. Lawrence County will notify DHSES if it no longer needs the equipment, it is no longer usable, or if it wishes to withdraw from this program, and

BE IT FURTHER RESOLVED that DHSES will apply State branding stickers to the equipment after it has been inventoried to ensure easy identification and to distinguish it from county-owned equipment, Equipment use is not dependent on branding, and

BE IT FURTHER RESOLVED that upon request DHSES will provide equipment use training and St. Lawrence County is responsible for ensuring its employees are trained and equipped to operate and maintain the equipment safely and effectively, and

March 3, 2025

BE IT FURTHER RESOLVED that St. Lawrence County agrees to provide routine maintenance of this equipment as part of the county's existing maintenance schedule, this maintenance should follow the manufacturer's guidelines or standard practices for similar county-owned equipment and if equipment needs maintenance beyond the regular routine capabilities St. Lawrence County may contact DHSES for additional guidance, and

BE IT FURTHER RESOLVED that DHSES reserves the right to conduct routine inspections to assess equipment usage, condition, and maintenance compliance, equipment should be kept in operational condition, DHSES may reclaim or reallocate equipment if it is not maintained or used appropriately, and

BE IT FURTHER RESOLVED that in an emergency DHSES may redeploy the equipment to neighboring counties if it is the most accessible option, St. Lawrence County may also deploy the equipment to neighboring counties in urgent or emergency situations with notification to DHSES, and

BE IT FURTHER RESOLVED use of the equipment does not require a New York Responds (NYR) request, St. Lawrence County should use the equipment along with its own resources as a first line of defense in flood related emergencies before requesting additional resources from the State, and

BE IT FURTHER RESOLVED the equipment provided in this MOU is intended for use in preparation for or response to an emergency or upon approval by DHSES and not for private, commercial, or personal use, and

BE IT FURTHER RESOLVED the general terms include but are not limited to;

- This MOU may only be modified by the written agreement of the Parties duly signed by their authorized representatives.
- This MOU is not transferable except with written consent of the Parties.
- This MOU takes effect at the time the last Party signs.

BE IT FURTHER RESOLVED that the Board of Legislators authorizes the Chair to sign a Memorandum of Understanding between Emergency Services and St. Lawrence County and the New York State Division of Homeland Security and any additional documentation upon approval of the County Attorney.

Ms. Curran moved to adopt Resolution No. 72-2025, seconded by Mr. Webster, and Mr. Fay, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Operations Committee: 2-10-2025

RESOLUTION NO. 73-2025

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH RAVE MOBILE
SAFETY FOR AN EMERGENCY ALERT NOTIFICATION PROGRAM**

By Ms. Curran, Chair, Operations Committee

WHEREAS, Resolution No. 32-2024 authorized the initial contract with RAVE Mobile Safety, and

WHEREAS, an Emergency Alert Notification System is recommended as it would be beneficial to residents and emergency responders of St. Lawrence County, and

WHEREAS, multiple systems were reviewed and RAVE Mobile Safety was determined to be the most cost-effective program for St. Lawrence County, and

WHEREAS, RAVE Mobile Safety allow mass notification by text and email to subscribers, sending thousands of messages per second to residents and visitors in a selected geographical location in the event of an emergency where such notification would be required, and

WHEREAS, RAVE Mobile Safety acts as a centralized hub for emergency information, allow for an effective platform for the distribution of information, providing real-time updates on emergencies such as flooding, blizzards, or severe weather alerts, and

WHEREAS, the cost for RAVE Mobile Safety renewal for a three-year subscription is \$65,606.40 to be paid in the amount of \$21,868.80 annually (X2036404 42004) from March 4, 2025 through March 3, 2028,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Rave Mobile Safety for an Emergency Alert Notification Program for 3 years, upon approval of the County Attorney.

Ms. Curran moved to adopt Resolution No. 73-2025, seconded by Mr. Denesha, and Mr. Webster, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Operations Committee: 2-10-2025

RESOLUTION NO. 74-2025

**AUTHORIZING THE COUNTY TO RECEIVE ADDITIONAL ADMINISTRATION
FUNDING FOR THE SEPTIC SYSTEM REPLACEMENT PROGRAM AND
MODIFYING THE 2025 BUDGET FOR THE PLANNING OFFICE**

By Ms. Curran, Chair, Operations Committee

WHEREAS, the New York State Environmental Facilities Corporation (NYSEFC) awarded a multi-year option for the County to engage in a septic system replacement program, and

WHEREAS, a successful program was administered in 2018 with the County receiving \$225,000 and subsequently spending the entire amount on the repair or replacement of forty (40) deficient septic systems along specified waterbodies throughout the County, and

WHEREAS, additional funding in the amount of \$340,000 was made available in 2021, \$635,000 in 2023 and \$400,000 in 2024 for the Septic System Replacement Program, and

WHEREAS, St. Lawrence County Soil and Water Conservation District (SWCD) has previously offered to provide financial assistance for administrative costs associated with program implementation as this type of funding is absent from the grant in its current format, and

WHEREAS, the intent to move forward with grant implementation with funds provided by the SWCD will occur with efforts to locate additional sources of funds to support the administration of the grant, noting that it is possible that implementation may be impacted when administrative funding is exhausted,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the receipt of \$15,000 from the Soil and Water Conservation District, and

BE IT FURTHER RESOLVED that the Treasurer is authorized to modify the 2025 Budget for the Planning Office, as follows, and

March 3, 2025

INCREASE APPROPRIATIONS:

N1087904 43007 EFC	N Septic Admin	\$15,000
-----------------------	----------------	----------

INCREASE REVENUE:

N1012895 55000 EFC	N LR Other Gen Dept Income	\$15,000
-----------------------	----------------------------	----------

BE IT FURTHER RESOLVED to roll over any remaining funds to future years until the grant is fully expended, and

BE IT FURTHER RESOLVED that an update and notification will be provided to the Board of Legislators when additional administrative funding is necessary.

Ms. Curran moved to adopt Resolution No. 74-2025, seconded by Mr. Lightfoot, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 75-2025

**MODIFYING THE 2025 BUDGET FOR THE PROBATION DEPARTMENT FOR
FUNDING FROM THE NEW YORK STATE DIVISION OF
CRIMINAL JUSTICE SERVICES**

By Ms. Curran, Chair, Operations Committee

WHEREAS, Probation has received funding from the New York State Division of Criminal Justice Services (DCJS) for pretrial services in the amount of \$206,976 and Resolution No. 314-2024 authorized the Treasurer to modify the 2024 budget for \$92,678 for two-way radios, and

WHEREAS, Resolution No. 314-2024 authorized two-way radios, and they were not ordered in 2024 and the \$92,678 remains unspent, and

WHEREAS, additionally, the State has approved \$20,000 from the FY23-24 amount of \$206,976 for clothing and equipment for Probation Staff, and

WHEREAS, these funds are being utilized to prepare the department for arming,

March 3, 2025

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2025 Budget for the Probation Department for funding from the New York State Division of Criminal Justice Services, as follows:

INCREASE REVENUE:

Q1033105 56000 ATI	Q SA ATI - Pre Trial	\$104,678
--------------------	----------------------	-----------

INCREASE APPROPRIATIONS:

Q1031404 45300	Q Uniforms & Clothing	\$12,000
Q1031402 25000	Q Technical Equipment	<u>92,678</u>
		\$104,678

Ms. Curran moved to adopt Resolution No. 75-2025, seconded by Mr. Perkins, and Mr. Fay, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 76-2025

AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH KAROLE L. HOULE-MAROLF FOR CLEANING SERVICES AT PROBATION, DEPARTMENT OF MOTOR VEHICLES, EMERGENCY SERVICES AND DEPARTMENT OF SOCIAL SERVICES LOCATED AT 21 HARROWGATE COMMONS IN MASSENA, NEW YORK

By Ms. Curran, Chair, Operations Committee

WHEREAS, since December of 2024 St. Lawrence County owns property at 21 Harrowgate Commons, Massena, New York, for Probation, Department of Motor Vehicles, the backup location for the dispatch center for Emergency Services, with the addition of the Department of Social Services in 2025 (K1314104 43007; Q1M31404 43007; XPT36404 43007 and DAS60104 43007), and

WHEREAS, the contract period is January 1, 2025, through December 31, 2025, with the option of renewing for three additional years, and

WHEREAS, Karole L. Houle-Marolf has provided cleaning services to the Harrowgate Commons property in Massena since 2016, and the County will continue at a rate of \$28 per hour, and

March 3, 2025

WHEREAS, the County is satisfied with the work provided by Karole L. Houle-Marolf and acknowledges that she consistently exceeds expectations in her role,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Karole L. Houle-Marolf for cleaning services at the district offices of Probation, Department of Motor Vehicles, Emergency Services and Department of Social Services located at 21 Harrowgate Commons, Massena, New York, upon approval of the County Attorney.

Ms. Curran moved to adopt Resolution No. 76-2025, seconded by Mr. Smithers, and Mr. Perkins and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Operations Committee: 2-10-2025

RESOLUTION NO. 77-2025

**OPPOSING THE NEW YORK POWER AUTHORITY PROPOSED RATE INCREASE
AND URGING THE REJECTION OF THE PROPOSED RULE TO ADJUST
PREFERENCE POWER RATES**

By Ms. Curran, Chair, Operations Committee

WHEREAS, on December 24, 2024, the New York Power Authority (NYPA) opened a public comment period related to its Notice of Proposed Rule Making to adjust the Preference Power rates for customers that receive low-cost hydropower from the Niagara and St. Lawrence-FDR power projects, and

WHEREAS, the New York Association of Public Power, is warning current rates for power are projected to increase from \$12.88/megawatt hour to \$33.05/megawatt hour in year four of the five-year NYPA rate increase before declining in the final year, and

WHEREAS, the rate increase also includes a change in the rate-setting methodology that has been in place for decades and is contained in NYPA's power supply contracts, and

WHEREAS, for a regular residential customer, this would mean an increase of \$13 to \$30 a month more for power, and

WHEREAS, the Preference Power Rates apply to hydroelectric sales to customers receiving low-cost hydropower from the Niagara and St. Lawrence-FDR power projects. They include 47 municipal electric systems, four rural electric cooperatives, three investor-owned

March 3, 2025

utilities, the Tuscarora Nation, two transportation authorities, customers in neighboring states, and host communities, and

WHEREAS, residents of St. Lawrence County, many of whom live upon a fixed income and who are already experiencing great financial burden due to rising costs and record-setting inflation over the past four years, will feel significant financial pressure if the requested rate increase is approved,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators opposes the New York Power Authority proposed Preference Power rates for customers that receive low-cost hydropower rate increase, and

BE IT FURTHER RESOLVED that the Board of Legislators urges the New York State Public Service Commission to reject the proposed rate increase based upon its negative impact to the consumers of St. Lawrence County, and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to Governor Kathy Hochul, Assemblyman Scott Gray, Senator Mark Walczyk, Assemblyman Robert Smullen, Assemblyman Ken Blankenbush, Senator Dan Stec, Justin Driscoll, Chief Executive Officer (CEO) of the New York Power Authority, and John Spain, New York Regional Engineer of the Federal Energy Regulatory Commission (FERC.)

Mr. Burke moved to table this resolution to request more information, seconded by Mr. Gennett, and carried by a voice vote with one (1) yes vote (Burke), one (1) abstained vote (Terminelli), twelve (12) no votes, and one (1) absent vote (Haggard).

Ms. Curran moved to adopt Resolution No. 77-2025, seconded by Mr. Lightfoot, Mr. Smithers, and Mr. Webster, and carried by a voice vote with thirteen (13) yes votes, one (1) abstained vote (Terminelli), and one (1) absent vote.

Services Committee: 2-10-2025

RESOLUTION NO. 79-2025

MODIFYING THE 2025 BUDGET FOR OFFICE FOR THE AGING TO PURCHASE A NEW FREEZER AND COOLER UNIT FOR THE POTSDAM NUTRITION CENTER

By Mr. Webster, Chair, Services Committee

WHEREAS, Resolution No. 361-2024 authorized a budget modification for the purchase of a Freezer and Cooler for the Potsdam Nutrition Center on December 2, 2024, which did not occur in 2024, and

March 3, 2025

WHEREAS, the Office for the Aging seeks a 2025 budget modification to reappropriate the same funds from the 2024 budget to purchase the new Freezer and Cooler, as the bid process has now been completed,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2025 Budget for the Office for the Aging for the purchase of a Freezer and Cooler as follows:

DECREASE UNAPPROPRIATED FUND BALANCE:

01TG0911 50300	Unreserved Fund Balance Un-Appropriated	\$75,000
----------------	---	----------

INCREASE APPROPRIATED FUND BALANCE:

01TG0910 50300	Unreserved Fund Balance Appropriated	\$75,000
----------------	--------------------------------------	----------

INCREASE APPROPRIATIONS:

ON067722 26000	O NUTR Other Equipment	\$75,000
----------------	------------------------	----------

BE IT FURTHER RESOLVED that any remaining funds will be rolled over to future budgets until the project is complete.

Mr. Webster moved to adopt Resolution No. 79-2025, seconded by Mr. Smithers, Mr. Denesha, and Ms. Curran, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Services Committee: 2-10-2025

RESOLUTION NO. 80-2025

**ACCEPTING PERFORMANCE INCENTIVE ACHIEVEMENT AWARD FUNDS AND
MODIFYING THE 2025 BUDGET FOR THE PUBLIC HEALTH DEPARTMENT**

By Mr. Webster, Chair, Services Committee

WHEREAS, the Public Health Department has received a Performance Incentive Achievement Award from the New York State Department of Health in the amount of \$23,286, and

March 3, 2025

WHEREAS, the 2024 achievement award focused on preventing chronic disease via the promotion of physical activity, and

WHEREAS, this achievement award must be used to support costs associated with Article 6 eligible services, and while costs associated with any eligible activity are acceptable, LHDs are encouraged to consider utilizing the award funds to support chronic disease prevention related work,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the acceptance of the performance incentive achievement award funds, and

BE IT FURTHER RESOLVED that the Treasurer is authorized to modify the 2024 Budget for the Public Health Department as follows:

INCREASE APPROPRIATIONS:

PP040104 43007	P PREV Other Fees and Services	\$23,286
----------------	--------------------------------	----------

INCREASE REVENUE:

PP034015 56000	P SA Public Health and Clinic	\$23,286
----------------	-------------------------------	----------

Mr. Webster moved to adopt Resolution No. 80-2025, seconded by Ms. Curran, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Services Committee: 2-10-2025

RESOLUTION NO. 81-2025

**AUTHORIZING THE CHAIR TO SIGN A LETTER OF AGREEMENT WITH THE
NEW YORK STATE ASSOCIATION OF COUNTY HEALTH OFFICIALS
ACCEPTING GRANT AWARD FUNDS AND MODIFYING THE 2025 BUDGET FOR
THE PUBLIC HEALTH DEPARTMENT**

By Mr. Webster, Chair, Services Committee

WHEREAS, the Department of Public Health has been awarded a grant from the New York State Association of County Health Officials (NYSACHO) in the amount of \$4,500, and

March 3, 2025

WHEREAS, the grant is to supplement but not supplant the New York State Department of Health Article 6 Year 13 2025 Performance Incentive funding to identify, implement, and evaluate adaptations to reduce the public health risks of extreme weather, to promote cooling center locations, and to develop a communication plan for notifying county residents of weather-related health risks, and

WHEREAS, the NYSACHO grant will be used to plan, organize, and hold a weather and health workshop called “Strength and Unity: St. Lawrence County’s Health and Resilience Forum” to promote awareness of extreme weather and health risks and what measures community leaders and individuals can take to prepare and respond to them,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a letter of agreement with the New York State Association of County Health Officials accepting grant award Funds and modifying the 2025 Budget for the Public Health Department, and

BE IT FURTHER RESOLVED that the Treasurer is authorized to modify the 2025 Budget for Public Health, as follows:

INCREASE APPROPRIATIONS:

PP040104 43007	P PREV Other Fees & Services	\$4,500
----------------	------------------------------	---------

INCREASE REVENUE:

PP016895 55000	P LR Preventative Services OTH	\$4,500
----------------	--------------------------------	---------

Mr. Webster moved to adopt Resolution No. 81-2025, seconded by Mr. Burke, and Ms. Curran, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Services Committee: 2-10-2025

RESOLUTION NO. 82-2025

**MODIFYING THE 2025 BUDGET FOR THE DEPARTMENT OF SOCIAL SERVICES
FOR ADDITIONAL FUNDS THROUGH THE AMERICAN RESCUE PLAN ACT**

By Mr. Webster, Chair, Services Committee

WHEREAS, Federal funds are available through the American Rescue Plan Act (ARPA) of 2021 with grants to enhance Adult Protective Services administered by the Administration for Community Living and the Elder Justice Act, and

WHEREAS, the funds are available to use from December 1, 2024 through June 30, 2025, and

WHEREAS, these funds were made available to provide resources to enhance, improve and expand Adult Protective Services' ability to investigate allegations of abuse, neglect and exploitation,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2025 Budget for Social Services as follows:

INCREASE APPROPRIATIONS:

DAG60104 43007 APSG	D APSG Other Fees and Services	\$9,353
---------------------	--------------------------------	---------

INCREASE REVENUE:

DAG46105 57000 APSG	D FA APSG Revenue	\$9,353
------------------------	-------------------	---------

Mr. Webster moved to adopt Resolution No. 82-2025, seconded by Ms. Curran, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Services Committee: 2-10-2025

RESOLUTION NO. 83-2025

**ADVOCATING FOR REFORM AND INCREASED FUNDING FOR THE CODE BLUE
PROGRAM OF NEW YORK STATE**

By Mr. Webster, Chair, Services Committee

WHEREAS, on December 16, 2016 the New York State Code Blue Policy was established as an emergency Executive Order with a commitment of reimbursement for additional costs to Counties that are directly related to the requirements of the Code Blue regulation, and

WHEREAS, the current Code Blue Policy is no longer adequate or effective given the significant changes in affordable housing availability and evolving human needs since that time, and

WHEREAS, the requirement for Local Departments of Social Services to simply provide space to keep people warm during extreme weather conditions is no longer sufficient to meet the growing and complex needs of unhoused individuals, and

WHEREAS, New York State leaders must recognize that any policy aimed at providing warm spaces for the most vulnerable individuals in our community must be comprehensive and involve the collaboration of all relevant human services agencies beyond the Office of Temporary and Disability Assistance (OTDA), and

WHEREAS, the expertise and resources of agencies such as the Office of Mental Health, the Office of Addiction and Substance Abuse Services, and the Office for People with Developmental Disabilities are essential to address the multifaceted needs of unhoused individuals, and

WHEREAS, Local Departments of Social Services (LDSS) are trained and equipped to deliver mandated income-based programs under the oversight of the NYS OTDA, but Code Blue services extend beyond these requirements and necessitate the involvement of additional state agencies and local service providers, and

WHEREAS, the cost of delivering Code Blue services continues to escalate due to increasing numbers of individuals in need, rising behavioral challenges stemming from untreated mental health conditions, substance use disorders, developmental disabilities, and the rising costs of staffing, utilities, and essential supplies, and

WHEREAS, New York State has capped the amount of funding allocated to Counties for the operation of Code Blue programs, with St. Lawrence County receiving funding equal to

March 3, 2025

the expenditures of the previous year, which does not account for the annual increase in operational costs or the growing demand for services, and

WHEREAS, the current level of funding is inadequate to cover the increased costs of the resources necessary to safely operate warming centers, and St. Lawrence County seeks to avoid placing the burden of these rising costs on local taxpayers,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators strongly advocates for reform and increased funding for the Code Blue Program of New York State, and

BE IT FURTHER RESOLVED that the Board of Legislators calls for the establishment of true partnerships between LDSS and other service systems, starting at the State level, that have both the expertise and shared accountability to design the services and space to keep our most vulnerable individuals safe, and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Governor Kathy Hochul, Senator Dan Stec, Assemblyman Ken Blankenbush, Assemblyman Scott Grey, and The New York State Association of Counties (NYSAC).

Mr. Webster moved to adopt Resolution No. 83-2025, seconded by Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Services Committee: 2-10-2025

RESOLUTION NO. 85-2025

**ACCEPTING THE NATIONAL YOUTH LEADERSHIP COUNCIL ("NYLC") GRANT
TO ATTEND THE NATIONAL SERVICE-LEARNING CONFERENCE,
AUTHORIZING THE CHAIR TO SIGN CONTRACT, AND MODIFYING THE 2025
BUDGET FOR THE YOUTH BUREAU**

By Mr. Webster, Chair, Services Committee

WHEREAS, the National Youth Leadership Council (NYLC) has awarded a grant in the amount of \$3,167 to the St. Lawrence County Youth Bureau for two teen leaders, and one adult, to attend the National Service-Learning Conference in St. Paul, Minnesota on March 26-28th, 2025, and

WHEREAS, teen leaders will present and showcase the Youth Committee's Teen Safe Driving Service-Learning project and present a Lightning Talk of 20 minutes, and

March 3, 2025

WHEREAS, co-present a 75-minute workshop with other Service-Learning Teams,
and

WHEREAS, this award provides all travel, hotel, and meal expenses, and will increase the budget of the Youth Bureau by \$3,167,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes accepting the National Youth Leadership Council ("NYLC") grant, authorizing the Chair to sign contract, and

BE IT FURTHER RESOLVED that the Treasurer is authorized to modify the 2025 Budget for the Youth Bureau, as follows:

INCREASE APPROPRIATIONS:

Y2073104 44500	Y Other Travel Reimbursement	\$3,167
----------------	------------------------------	---------

INCREASE REVENUE:

Y2027055 55000	Y Gifts and Donations	\$3,167
----------------	-----------------------	---------

Mr. Webster moved to adopt Resolution No. 85-2025, seconded by Ms. Terminelli, and Ms. Curran, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 86-2025

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

By Mr. Hull, Chair, Finance Committee

WHEREAS, St. Lawrence County Government is comprised of twenty-four (24) departments with three (3) departments that currently operate with a statutory and legal obligation to render medical care, and

WHEREAS, Public Health, Community Services, and the Sheriff's Office employ licensed medical professionals to render care to members of the public, and

March 3, 2025

WHEREAS, there are twenty-seven (27) medical professionals total in the three departments covered under this policy; the names and accounts for payments from the departments are as follows: Community Services (A1142504 414MM; A1242504 414MM; A1342504 414MM; A1442304 414MM; A3143204 414MM; A3243204 414MM); Public Health Department (PE040594 414MM and PP040104 414MM) and the Correctional Facility (S4031504 414MM) that require medical malpractice insurance to insure the County against any loss or liability associated with their practice areas, and

WHEREAS, the County Attorney's Office, by and through insurance broker Rose & Kiernan, a subsidiary of NFP Insurance, 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 in the amount of \$254,430.04, the 2024 cost was \$189,317.81, resulting in a difference of \$65,112.23,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Allied World Insurance for medical malpractice insurance coverage, and any other documents necessary for the County-employed medical providers, upon the approval of the County Attorney.

Mr. Hull moved to adopt Resolution No. 86-2025, seconded by Mr. Perkins, Ms. Curran, and Mr. Burke, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 87-2025

CORRECTION OF ERRORS FOR MAPLEVIEW CATTLE COMPANY, LLC

By Mr. Hull, Chair, Finance Committee

WHEREAS, the 2025 Town and County Tax Bill for Maplevue Cattle Company, LLC tax map number 40.004-2-31.21 did not receive a silo exemption and Ag Building Exemption, and

WHEREAS, Real Property Tax Law Article 5 allows for Correction of Assessment Rolls and Tax Rolls using the RP-554 Form for certain errors and filed with the Director of Real Property Tax Services and approved by the Board of Legislators, and

March 3, 2025

WHEREAS, the Director of the Real Property Tax Office has affirmed that a correction should occur pursuant to Article 5 of the Real Property Tax Law and is recommending that the taxes be corrected,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes Real Property Tax Law correction of taxes, as follows:

Mr. Hull moved to adopt Resolution No. 87-2025, seconded by Ms. Curran, and Mr. Burke, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 88-2025

**AUTHORIZING THE CHAIR TO SIGN A COOPERATIVE AGREEMENT WITH
FRANKLIN COUNTY FOR THE PURCHASE OF ROAD SALT**

By Mr. Hull, Chair, Finance Committee

WHEREAS, the St. Lawrence County Superintendent of Highways has advised the Franklin County Highway Superintendent that Franklin County will be able to purchase road salt through the 2025-2026 St. Lawrence County salt bid, and

WHEREAS, including road salt estimates from Franklin County in the bidding process will likely lower the cost per ton for both counties, and

WHEREAS, the St. Lawrence County Superintendent of Highways recommends that permission be granted,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a cooperative agreement with Franklin County for the purchase of road salt through the 2025-2026 St. Lawrence County salt bid.

Mr. Hull moved to adopt Resolution No. 88-2025, seconded by Mr. Smithers, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Finance Committee: 2-24-2025

RESOLUTION NO. 89-2025

**AUTHORIZING THE CHAIR TO SIGN ROADSIDE MOWING CONTRACTS WITH
SIX TOWNS IN ST. LAWRENCE COUNTY**

By Mr. Hull, Chair, Finance Committee

WHEREAS, the 2025 St. Lawrence County Budget, provided for the approval and funding of the 2025 Roadside Mowing, and

WHEREAS, the Highway Department will contract with six (6) towns for roadside mowing on 89.70 miles of 573 miles of County Roads (HM351104 430RM),

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign roadside mowing contracts, upon approval of the County Attorney.

Towns:	Clifton
	Fine
	Hopkinton
	Louisville
	Piercefield
	Stockholm
Contract Title:	Roadside Mowing
Contract Amount:	\$331.20/mile

Mr. Hull moved to adopt Resolution No. 89-2025, seconded by Mr. Smithers, Mr. Burke, Mr. Fay, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Finance Committee: 2-24-2025

RESOLUTION NO. 90-2025

**MODIFYING THE 2025 BUDGET FOR THE COUNTY ADMINISTRATOR'S OFFICE
TO ACCEPT GRANT FUNDS FROM THE ST. LAWRENCE COUNTY INDUSTRIAL
DEVELOPMENT AGENCY TO IMPROVE THE MULTI-USE TRAIL SYSTEM**

By Mr. Hull, Chair, Finance Committee

WHEREAS, Resolution No. 245-2024 authorized the Treasurer to modify the 2024 Budget to accept and utilize funding for the Multi-Use Trail awarded by the St. Lawrence County Industrial Development Agency, and

WHEREAS, the award was provided, "to hire a contractor with equipment to grade the ditch and prepare the road base for gravel," as stated in the authorizing resolution, and

WHEREAS, during the summer of 2024, Tropical Storm Beryl and Tropical Storm Debby caused significant damage to the St. Lawrence County Multi-Use Trail System and this storm damage prevented completion of the work described above in 2024, and

WHEREAS, the Board of Legislators reaffirms its commitment to the St. Lawrence County Multi-Use Trail project and would like to proceed with these critical improvements in 2025,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2025 Budget for the County Administrator's Office to accept grant funds from the SLC IDA to be used to improve the Multi-Use Trail in 2025, as follows:

INCREASE APPROPRIATIONS:

BF079894 40800 TRAIL	B Trail Property Maintenance	\$10,000
----------------------	------------------------------	----------

INCREASE REVENUE:

BF027705 55000 TRAIL	B Trail Other Revenue	\$10,000
----------------------	-----------------------	----------

Mr. Hull moved to adopt Resolution No. 90-2025, seconded by Ms. Curran, Mr. Lightfoot, Mr. Perkins, and Mr. Webster, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Finance Committee: 2-24-2025

RESOLUTION NO. 91-2025

**AUTHORIZING THE CHAIR TO SIGN A SUPPLEMENTAL AGREEMENT WITH
BARTON & LOGUIDICE, D.P.C. FOR COMPLETION OF FEMA
DOCUMENTATION REQUIREMENTS FOR COUNTY ROUTE 49 LARGE
CULVERT OVER HOPKINTON BROOK, 49-1-59BC**

By Mr. Hull, Chair, Finance Committee

WHEREAS, St. Lawrence County Board of Legislators approved and funded Capital Bridge Projects in the 2025 Budget, and

WHEREAS, Resolution No. 280-2023 authorized the Chair to sign contracts for the replacement of County Route 49 large culvert over Hopkinton Brook, and

WHEREAS, a supplemental agreement is now required for completing the FEMA documentation requirements due to the damage from Tropical Storm Debby,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a supplemental agreement with Barton & Loguidice, D.P.C. for completion of FEMA documentation requirements for County Route 49 large culvert Hopkinton Brook, 49-1-59BC, upon approval of the County Attorney,

Consultant:	Barton & Loguidice, D.P.C.
Contract Title:	County Route 49 over Hopkinton Brook Town of Hopkinton
FEMA Document:	Not to exceed \$9,700
Requirement:	HM551124 430ED B25

Mr. Hull moved to adopt Resolution No. 91-2025, seconded by Mr. Smithers, Mr. Lightfoot, Mr. Webster, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Finance Committee: 2-24-2025

RESOLUTION NO. 92-2025

**MODIFYING THE 2024 BUDGET FOR EMERGENCY SERVICES, PLANNING, AND
THE COUNTY ADMINISTRATOR'S OFFICE TO FULLY EXPEND THE
AMERICAN RESCUE PLAN ACT FUNDS DISTRIBUTED TO
ST. LAWRENCE COUNTY**

By Mr. Hull, Chair, Finance Committee

WHEREAS, as a part of the American Rescue Act, funds were distributed across the United States, St. Lawrence County was provided with \$20.9M, and

WHEREAS, the Chair appointed an ARPA Committee to review and make recommendations for the full spend of these funds for county-wide benefit, and

WHEREAS, the County authorized the spend of these funds in accordance with the recommendations made by the ARPA Committee, and

WHEREAS, a budget modification is necessary to make adjustment to the public safety, utility projects, and broadband aspects of the appropriations to finalize the spend before the closure of the 2024 accounting is complete,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2024 Budget for Emergency Services, Planning, and the County Administrator's Office to fully expend the American Rescue Plan Act funds distributed to St. Lawrence County as follows:

DECREASE APPROPRIATIONS:

N1983894 43007 ARP5	N ARP 5.15 Other Water	\$2,153
B1987804 46500 ARP5	B ARP 5.19 Broadband Improvement	<u>44,855</u>
		\$47,008

DECREASE REVENUE:

N1940895 57006 ARP5	N ARP 5.15 Other Water	\$2,153
B1940895 57000 ARP5	B ARP 5.19 Revenue Broadband	<u>44,855</u>
		\$47,008

INCREASE APPROPRIATIONS:

XP930202 25000 ARP1	X ARP 1.7 Communication Equipment	\$75,770
XP940895 57000 ARP1	X ARP 1.7 Revenue Communication Equipment	\$75,770

Mr. Hull moved to adopt Resolution No. 92-2025, seconded by Mr. Smithers, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Finance Committee: 2-24-2025

RESOLUTION NO. 93-2025

**ADOPTING LOCAL LAW A (NO.) FOR THE YEAR 2025,
"SETTING SALARIES FOR COUNTY EMPLOYEES"**

By Mr. Hull, Chair, Finance Committee

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

Section 1. That salaries for the Year 2025, effective January 1, 2025, for the following employees shall be increased three percent (3%) as set forth below and shall be paid retroactive to the first full pay period of 2025:

Commissioner of Social Services	\$126,952	Conflict Defender	\$121,398
County Administrator	\$177,020	County Attorney	\$174,210
County Clerk	\$106,096	County Treasurer	\$106,096
Director of Real Property	\$106,096	Elections Commissioner	\$81,530
Highway Superintendent	\$139,151	Director of Human Resources	\$121,398
Public Defender	\$117,063	Sheriff	\$119,208

Section 2. This Local Law shall take effect in accordance with the Municipal Home Rule Law of the State of New York, and upon filing with the Secretary of State.

Mr. Hull moved to adopt Resolution No. 93-2025, seconded by Ms. Curran, and Mr. Burke, and carried by a voice vote with thirteen (13) yes votes, one (1) abstained vote (Gennett) and one (1) absent vote (Haggard).

March 3, 2025

Finance Committee: 2-24-2025

RESOLUTION NO. 94-2025

ADOPTING LOCAL LAW B (NO.) FOR THE YEAR 2025, “ADOPTING A LOCAL LAW SUPERSEDING THE PUBLIC OFFICERS LAW SECTION 3(1) AS TO THE RESIDENCY OF CERTAIN PUBLIC OFFICERS IN ST. LAWRENCE COUNTY”

By Mr. Hull, Chair, Finance Committee

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

Section 1. LEGISLATIVE INTENT

The St. Lawrence County Board of Legislators hereby finds that in order to assure an adequate pool of qualified applicants for the positions of Public Health Director and Community Services Director and to retain such applicants if hired, it is necessary and advisable that all personnel holding said offices within the County of St. Lawrence be permitted to reside within the County of St. Lawrence or any county contiguous to the County of St. Lawrence. Therefore, the St. Lawrence County Board of Legislators hereby adopts the following exemption from any provision of the New York State Public Officers Law imposing a more restrictive residency qualification for holding the offices of Public Health Director and Community Services Director within the County of St. Lawrence.

Section 2. EXEMPTION

In the County of St. Lawrence, the provisions of Section 3(1) of the Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the State for which such person shall be chosen or within which such person’s official functions are required to be exercised, shall not prevent any person from holding office of the Public Health Director or Director of Community Services, provided, however, that such person performing the duties and functions of Public Health Director or Director of Community Services resides in Lewis, Franklin, Jefferson, Herkimer or Hamilton Counties. Any contrary provision of the Public Officers Law is hereby superseded by this local law.

Section 3. SEVARABILITY

If any clause, sentence, paragraph or section of this local law shall be judged by any Court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder hereof but shall be confined in its operation to the clause, sentence, paragraph or section directly involved in the controversy in which judgment shall have been rendered.

Section 4. EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State.

March 3, 2025

Mr. Hull moved to adopt Resolution No. 94-2025, seconded by Mr. Lightfoot, Mr. Denesha, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 95-2025

**ADOPTING LOCAL LAW C (NO.) FOR THE YEAR 2025, “A LOCAL LAW
ESTABLISHING THE POSITION OF ST. LAWRENCE COUNTY
DIRECTOR OF HUMAN RESOURCES”**

By Mr. Hull, Chair, Finance Committee

BE IT ENACTED, by the Legislature of the County of St. Lawrence as follows:

SECTION 1. LEGISLATIVE PURPOSE

It is the desire of the St. Lawrence County Legislature, in its continuing efforts to upgrade and evolve the administration of St. Lawrence County government, to create the position of human Resources Director, pursuant to County Law § 400 to provide consistent application of a myriad of human resources elements.

SECTION 2. DIRECTOR OF HUMAN RESOURCES

A. Department Head and Appointment. The Department of Human Resources shall be headed by and under the supervision of, the Director of Human Resources, who shall be appointed by the St. Lawrence County Legislature for a term of the board.

B. Term. The term of the Director of Human Resources shall be four years.

C. Powers and Duties. The powers and duties of the Director of Human Resources is as follows:

- 1) Appoint, supervise, discipline and remove all employees of the Department of Human Resources, in accordance with applicable job classifications assign and reassign powers and duties to such employees, have charge and control of all employees of said Department of Human Resources; all in accordance with sound management principles, New York Civil Service Law, policies and/or directives of the County Legislature, and other administrative policies and procedures.
- 2) Provide management-level oversight to all human resources and personnel functions of the County.

March 3, 2025

- 3) Provide advice and counsel to the County Legislature and County Administrator on staffing needs and associated costs for optimal County operations.
- 4) Support County department/office heads on recruitment strategy and execution, hiring, onboarding and performance management of department hires.
- 5) Support the County Legislature, County Administrator, and County department/office leadership on formulation of labor relations strategy, contract negotiations and contract administration for collective bargaining units.
- 6) Evaluate County employee and administrative policies and procedures for compliance with state and federal regulations and County directives, and recommend updates as needed.
- 7) Administer compensation management for County non-union personnel.
- 8) Ensure a strong workplace culture for County employees.
- 9) Administer and coordinate the employee benefits and protection programs such as Health Insurance, Dental Insurance, Vision Insurance, Pension Plan, Deferred Compensation, Life Insurance, COBRA, flexible benefits, etc.
- 10) Acts as the Affirmative Action/Equal Employment Opportunity Officer on behalf of County government.
- 11) Have such other powers and perform such other duties as may now or hereafter be conferred or imposed upon him/her by resolution of the County Legislature or applicable law.

D. Minimum Qualifications. The Director of Human Resources shall meet or exceed the following qualifications:

- 1) Graduation from a regionally accredited or New York State registered college or university with a Bachelor's degree and five (5) years of experience in human resource administration in a union environment two (2) years of which must have been in a supervisory or administrative capacity, OR
- 2) Graduation from a regionally accredited or New York State registered university with an Associate's degree in Business Administration, Human Resources or related field and seven (7) years of experience in human resource administration in a union environment two (2) years of which must have been in a supervisory or administrative capacity OR
- 3) An equivalent combination of training and experience as defined by the limits of (a), (b), and (c) above

March 3, 2025

SECTION 3. TRANSITION PROVISIONS

Nothing herein shall be construed to impair in any manner the lawful administration of the New York Civil Service Law in St. Lawrence County.

SECTION 4. REPEAL OF PRIOR ENACTMENTS

Any other prior enactments of the County Legislature, to the extent that they contradict the terms of this Local Law herein, are hereby repealed.

SECTION 5. SEVERABILITY

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 6. EFFECTIVE DATE

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

Mr. Hull moved to adopt Resolution No. 95-2025, seconded by Mr. Lightfoot, Mr. Fay, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 96-2025

**SETTING A DATE FOR A PUBLIC HEARING ON PROPOSED LOCAL LAW D
(NO. _) FOR THE YEAR 2025, "AMENDING THE SANITARY CODE OF THE ST.
LAWRENCE COUNTY PUBLIC HEALTH DEPARTMENT"**

By Mr. Hull, Chair, Finance Committee

WHEREAS, proposed Local Law D (No.) for the Year 2025 will establish an updated Sanitary Code for St. Lawrence County, and

WHEREAS, proposed amendments to Local Law No. 1 for the year 2019 have been prepared and approved by the St. Lawrence County Board of Health and recommended to the

March 3, 2025

Board of Legislators for approval, these will update the Sanitary Code for St. Lawrence County, and

WHEREAS, the law requires that a Local Law adoption be preceded by a public hearing,

NOW, THEREFORE, BE IT RESOLVED that a public hearing on proposed Local Law D (No. __) for the year 2025 which would amend Local Law No. 1 for the Year 2019 will be held on Monday, April 7, 2025 at 5:50 p.m. in the Legislative Chambers.

**PROPOSED LOCAL LAW D (No. __) FOR THE YEAR 2025, "AMENDING THE
SANITARY CODE OF THE PUBLIC HEALTH DEPARTMENT"**

ARTICLE 1: SHORT TITLE, GENERAL DEFINITIONS, GENERAL PROVISIONS

A. Short Title

1. The rules and regulations herein contained together with any and all amendments thereto shall constitute and comprise the Sanitary Code of the St. Lawrence County Health Department and be known and may be cited as the St. Lawrence County Sanitary Code.

B. General Definitions

1. Whenever used in this Sanitary Code, unless otherwise expressly stated or unless the context or subject matter requires a different meaning, the following terms shall have the respective meanings hereafter set forth or indicated:

- i. **"Board"** shall mean the Board of Health of St. Lawrence County.
- ii. **"Code"** shall mean the St. Lawrence County Sanitary Code.
- iii. **"County"** shall mean the County of St. Lawrence.
- iv. **"Department"** shall mean the Department of Health of the St. Lawrence County Health District.
- v. **"Director"** shall mean the Director of Public Health of the St. Lawrence County Health Department or his/her duly authorized representative.
- vi. **"Health District"** shall mean the St. Lawrence County Health District (the area of St. Lawrence County) established pursuant to the provisions of Section 340 of the Public Health Law.
- vii. **"Municipality"** shall mean a city, town, village or special district located within St. Lawrence County.
- viii. **"Permit"** shall mean a written license and/or an authorization to carry on a specified activity or activities as regulated by the St. Lawrence County Sanitary Code, the New York State Sanitary Code, or the New York State Public Health Law, and includes any written approval issued by the Director.
- ix. **"Permit Application Fee"** shall mean the monetary fees to cover a portion of the cost

of issuing the permit.

x. **“Permittee”** shall mean a person who holds a valid permit issued by the Director.

xi. **“Person”** shall mean an individual, group of individuals, partnership, firm, corporation, association, county, city, town, or village or improvement district, and include the plural as well as the singular.

xii. **“Public Place”** shall mean any place or premises wherein the general public is or may be invited, regardless of whether or not such place is owned, maintained or operated by a private organization or agency, but shall not be construed as conferring jurisdiction over a state or federal agency.

xiii. **“Sanitary Code”** shall mean and comprise the rules and regulations now or hereafter formulated, promulgated and adopted by the Board of Health of the St. Lawrence County Health District pursuant to Section 347 of the Public Health Law.

xiv. **“State”** shall mean the State of New York.

xv. **“State Sanitary Code”** shall mean the rules and regulations promulgated by the Public Health Council of the State of New York and designated as the State Sanitary Code.

C. Applicability; Legal Effect

1. The provisions of the Sanitary Code shall be in force throughout St. Lawrence County.

2. The provisions of the Sanitary Code shall have the force and effect of law.

3. The St. Lawrence County Sanitary Code shall be supplemental to the State Public Health Law, the State Sanitary Code and other New York State laws, and shall supersede all local ordinances heretofore or hereafter enacted or promulgated which are inconsistent with the provisions of this Code.

4. It shall be the duty of the Board and the Director to enforce every provision of the Sanitary Code.

5. Nothing herein contained shall be construed to restrict the power of any city, town or village to adopt and enforce additional or existing ordinances relating to health and sanitation, provided that such ordinances are not inconsistent with the provisions of the New York State Public Health Law or the State Sanitary Code.

D. Legal Presumptions; Evidence, Reports as Evidence

1. As provided by the Public Health Law, certified copies of the Sanitary Code shall be received in evidence in all courts and proceedings in the state.

2. As provided by the Public Health Law, every rule, regulation, order and direction adopted by the Board shall state the date on which it takes effect and a copy thereof signed by the Director shall be filed as a public record in the Department, in the State Department of Health and in the office of the St. Lawrence County Clerk and shall be published in such manner as the Board may from time to time determine. No such rule, regulation, or order of direction shall be effective prior to filing as a public record in the New York State Department of Health.

3. As provided by the Public Health Law, the written reports of state and local health officers, inspectors, code enforcement officers, law enforcement officers, environmental conservation

March 3, 2025

officers, investigators, nurses and other representatives of state and local health officers on questions of fact pertaining to, concerning or arising under and in connection with complaints, alleged violations, investigations, proceedings, action, authority and orders related to the enforcement of the Sanitary Code, the Public Health Law, the State Sanitary Code or any local health regulation shall be presumptive evidence of the facts so stated therein, and shall be received as such in all courts and places.

E. Construction

1. This Sanitary Code is intended to be consistent with applicable federal and state law and shall be construed, whenever necessary, to achieve such consistency.

2. This Sanitary Code shall be liberally construed for the protection of health and safety in the Health District.

F. Severability of Provision

1. In the event that any provision of this Sanitary Code is declared unconstitutional or invalid, or the application thereof to any person or circumstance is held invalid, the applicability of such provision to other persons and circumstances and the constitutionality or validity of every other provision of the Sanitary Code shall not be affected thereby.

ARTICLE 2: ADMINISTRATION AND ENFORCEMENT

A. The Board of Health; Officers, Meetings

1. The purpose of the St. Lawrence County Board of Health is to prevent disease and untimely death, and to promote good health within the county. This is accomplished through an organized effort and the coordination with community agencies, private physicians, and other health care providers.

2. Members of the Board of Health of St. Lawrence County shall be appointed by the County Board of Legislators. The members of the Board of Health serve at the pleasure of the County Board of Legislators. The County Board of Legislators shall select one of the legislators to serve as a voting member on the Board of Health. The Board of Health shall have not less than seven (7) and not more than eight (8) voting members. At least one of the Board of Health members shall be a physician licensed to practice in the state of New York, and two of whom shall be a physician, nurse practitioner, physician assistant, or any combination thereof licensed to practice in the state of New York.

i. The voting members of the Board of Health shall be appointed for six (6) year terms, and they are eligible to be re-appointed for an indefinite number of consecutive terms. To preserve continuity, the terms of the voting members shall be staggered.

3. Annually the Board of Health shall elect a President and Vice-President for a term of one (1) year and shall designate the County Public Health Director to act as its Secretary. At least

March 3, 2025

one of the two elected officers must be a physician in accordance with Public Health Law. The election shall take place at the January annual meeting. The term of office shall be from one annual meeting until the next or until new officers take office. The President shall preside at all meetings of the Board of Health and shall be its official head. The Vice-President shall assist the President in the performance of his/her duties and substitute during his/her absence. The Secretary shall be the custodian of all official records and correspondence and see that a record of activities is kept.

4. The Board of Health shall meet at least 8 times per year. The President of the Board may schedule special meetings for urgent matters requiring the action of the Board of Health with at least 24 hours prior notice to each member. An annual meeting shall be held during the month of January each year.

i. A quorum shall be the presence of at least half (1/2) of the voting members of the Board.

ii. A designated staff person shall record minutes of each Board of Health meeting and shall include a record of attendance. After approval of the minutes, they shall be kept on file at the Department of Health.

iii. Members of the public may provide public comment at a Board of Health meeting for a maximum of three (3) minutes per person. The total time allotted for public comments at a Board of Health meeting shall be limited to thirty (30) minutes.

5. The Board of Health shall be vested with the powers and duties as set forth in Article III of the New York State Public Health Law and such other articles as may be applicable.

i. Annually the Board of Health shall direct the Public Health Director to submit to the St. Lawrence County Administrator an estimate of expenditures and revenues for the following year as required by law.

ii. The members shall serve on a committee for a special purpose when appointed by the President of the Board.

iii. The Board of Health shall require an annual report of expenditures by the St. Lawrence County Department of Health from the Public Health Director.

iv. The Board of Health may adopt or revise the St. Lawrence County Sanitary Code in accordance with the New York State Public Health Law.

6. The Board of Health shall appoint a Public Health Director, qualified in accordance with the NYCRR Volume 10 (A) 11.180, to administer the public health programs for the County of St. Lawrence under the direction of the St. Lawrence County Board of Health. The Public Health Director is appointed subject to the approval of the New York State Health Department and the confirmation of the St. Lawrence County Board of Legislators

i. The Public Health Director may recommend contracts for provisions of therapeutic services subject to approval by the St. Lawrence County Administrator and Board of Legislators.

ii. The Public Health Director shall employ and supervise the personnel of the St. Lawrence County Health Department subject to the approval of the Board of Health and the County Administrator. He/she is responsible for enforcement of the St. Lawrence County Sanitary Code as well as the New York State Sanitary Code and Public Health Law. He/she is responsible for sanitary surveillance, public health promotion, and distribution of information about disease prevention. He/she must secure prompt reporting of communicable diseases as well as birth and

March 3, 2025

death registrations. He/she is required to report the annual expenditures of the Department of Health to the County Administrator. He/she shall also serve as chairperson on the County's Public Health Emergency Preparedness Committee and oversee planning and response for public health emergencies including communicable disease and terrorism events.

7. These bylaws shall be reviewed and/or revised by the Board of Health annually.

i. Changes to the bylaws require written notification to the voting members at least one (1) week before a meeting of the Board of Health, and approval of the changes requires at least a two-thirds (2/3) majority vote for adoption at the meeting.

B. The Board and Director; Quasi-Judicial Powers

1. As provided by the Public Health Law, the Board or the Director may:

- i. Issue subpoenas which shall be regulated by the civil practice laws and rules;
- ii. Compel the attendance of witnesses;
- iii. Administer oaths to witnesses and compel them to testify;
- iv. Designate, by resolution, one of its members to sign and issue subpoenas;
- v. Appoint one or more Hearing Officers as shall be necessary to carry out its functions and duties. The Hearing Officer shall have the same powers possessed by the Board to hold hearings and shall make findings of fact and recommendations to the Board;
- vi. Issue warrants to any peace officer of any municipality in the County to apprehend and remove such person or persons subject to its orders or regulations;
- vii. Prescribe and impose penalties for the violation of, or failure to comply with any provision of the Sanitary Code, of the provisions of the State Sanitary Code as provided for in Article 2.0, to be sued for, and recovered by it in any court of competent jurisdiction;
- viii. Make such orders and regulations as may be deemed necessary for the suppression of nuisances or other matters in its judgment is detrimental to public health; and to publish or post same in any such manner deemed appropriate; and,
- ix. Maintain actions in any court of competent jurisdiction to restrain by injunction violators of their orders, rules and regulation of the Board, or otherwise to enforce such orders and regulations.

C. Director; General Powers

1. As provided by the Public Health Law, the Director shall:

- i. Promote the spread of information as to the cause, nature and prevention of prevalent diseases, and the preservation and improvement of health;
- ii. Take such steps as may be necessary to secure prompt and complete reports by physicians of reportable diseases;
- iii. Attend conferences called by the State Commissioner of Health or his/her authorized representatives; and,
- iv. Enforce within the Health District the provisions of the Public Health Law, State Sanitary Code, and Sanitary Code.
- v. Appoint an officer or employee of the Department to exercise any of the above

referenced powers or actions.

D. Filing a Public Health Nuisance Complaint

1. The St. Lawrence County Public Health Department will make every effort to resolve public health complaints and Public Health Nuisances that fall within its authority. The Board of Health needs citizen participation to assist in the prevention and elimination of hazards to the public health. Both St. Lawrence County Board of Health and citizens have a responsibility in this effort to maintain a healthy environment. The Public Health Nuisance complaint process can be a vital part of this effort when it is used appropriately.

2. A concerned citizen should take the following two steps prior to filing a formal complaint with the Public Health Department:

i. Ask if the complaint condition is health related. The enforcement ability of Public Health is limited to conditions which threaten the public health. A condition may certainly be a nuisance to you, but it may not be a public health nuisance. See further articles to determine if the condition is covered under the county regulation.

ii. Address your concerns to the offending party, and try to work out a solution directly. If you attempt to resolve the problem this way, but are unsuccessful, then it may be appropriate to file a complaint using the appropriate complaint form.

3. A complaint must be submitted in writing in the manner and form as prescribed by the public health department, unless it is deemed appropriate by the Director of Public Health that a circumstance warrants accepting a submission other than in writing.

4. The complaint form, established and approved by the Public Health Director, should be filled out in full with directions to the property and the details of the complaint conditions. The complaint must be signed, and an address and daytime phone number provided. It is important that the inspecting sanitarian be able to contact the complainant if more information is needed. Signed complaints will be given priority. Anonymous complaints will be investigated when time is available. Please complete, sign, date and mail to the Public Health Department at the noted address.

5. If you have concerns about signing the form, or becoming identified by a public records request honorable by law, contact a trustee in your township to file the complaint. Options to investigate, legally enter property and fully resolve are severely limited by anonymous complaints. Contact information must be provided to actively investigate actionable complaints.

6. Complaints are generally investigated in the order in which they are received. Turnaround time is usually a week to ten days, but may be less, depending on the number of complaints received.

7. Once a Public Health Nuisance complaint is filed with our office it becomes a public record. Anyone may obtain a copy of a complaint file upon request.

E. Inspections; General

1. During their regular business hours, the Director may inspect any premises, matter, or thing, subject to the provisions of this Sanitary Code and the State Sanitary Code.

2. The authorized representatives of the Department may, during their business hours, inspect any record required to be kept pursuant to the Public Health Law, State Sanitary Code, or the Sanitary Code.

F. Inspections; Interference

1. No person shall interfere with, obstruct or refuse to allow an employee or authorized representative of the Department to enter upon and inspect any premises, place or thing within the jurisdiction of the Department, in the discharge of his/her official duties or Department business.

2. No person shall interfere with, obstruct, harass, molest, resist, or refuse to cooperate with any representative of the Department in the discharge of his/her official duties.

G. Inspection; Taking Samples

1. The Director may take and remove any substance or thing or any necessary part or portion thereof from any premise or place as a sample for investigation or evidence when in the opinion of such representative such substance or thing may be dangerous or detrimental to public health.

H. Notices; Postings

1. Notices shall be in the English Language, provided, however, if the Department is of the opinion that the person or persons to whom a required warning, notice or instructional sign is addressed may not understand the English Language, the Department may require that such warning, notice or sign shall appear legibly both in English and other designated languages.

2. No person shall remove, mutilate, conceal, obstruct or tear down any notice or placard of the Department posted in or on any premises or public place without written permission of the Director or his/her designee.

I. Service of Notice

1. Unless otherwise expressly provided by the Public Health Law, by any other provision of this Sanitary Code, or by the State Sanitary Code, service of Notice of Hearings shall be made in the manner prescribed for personal service of a summons as set forth in the New York State Civil Practice Law and Rules or by registered or certified mail. If service is to be made upon an infant, incompetent, partnership, corporation, governmental subdivision, board or commission, it shall be made upon the person or persons designated to receive personal service pursuant to Article Three of the New York State Civil Practice Law and Rules.

J. Enforcement Office Conferences

1. The Director or his/her designee may conduct an office conference to address, rectify, and/or correct any application, complaint, circumstances or alleged violation of this Sanitary

Code or the State Sanitary Code.

2. Such conference shall be scheduled for a specific date and time, with notice provided to the person or persons concerned. The Respondent may attend any such conference with legal representation, in their discretion and at their expense.

3. Notice for such conference shall set forth the date and time and place of the conference; the name of the person or persons concerned; the purpose of the conference; and general specification with reference to the particular provisions of this Sanitary Code, State Sanitary Code, Public Health Law or other health law or rule or regulation involved, if any.

4. On the day of the conference, the Director or his/her designee shall note the names and addresses of the persons appearing at such conference and shall thereafter proceed with the business of the conference.

5. Nothing herein contained shall preclude the Department from taking any action which may be deemed appropriate or advisable in the circumstances, other than conducting such conference.

6. The person who conducted the conference shall make and file a report with the Board of Health.

7. Subsequent to the office conference, the Director may do one of the following:

i. Enter into a stipulation with the person(s) concerned, which shall be reviewed by the Board of Health and with Board of Health final approval, shall become a final order.

ii. Set the matter down for a formal hearing.

iii. Direct that any other action shall be taken as authorized by law or this Sanitary Code.

K. Hearings

1. The Board or the Director may move to hold a formal hearing on any application, complaint, circumstance, or alleged violation of the Public Health Law, Sanitary Code and any other rule, regulation or code under jurisdiction of the Department. For purposes of such hearing, the Board or Director shall appoint a Hearing Officer, who shall be an attorney licensed in New York State.

2. Unless otherwise provided in the Public Health Law or Sanitary Code, such hearings shall be on at least fifteen (15) days notice to the person or persons concerned.

3. The Notice of Hearing shall set forth:

i. The time and place of the hearing;

ii. The purpose of the hearing;

iii. Charges and violations complained of, if any, with specific reference to the provisions and section of the Public Health Law, State Sanitary Code, and the Sanitary Code involved;

iv. The right to present evidence;

v. The right to examine and cross-examine witnesses; and

vi. The right to be represented by counsel

4. Witnesses shall be sworn in and testimony shall be recorded or transcribed by a certified court stenographer or transcriptionist. The copy of audio or digital recording of the hearing shall be provided within a reasonable time after the conclusion of the hearing, if requested by the hearing officer, the respondent or representative of the Department. The Director may employ

March 3, 2025

the use of a Court stenographer or transcriptionist, with the cost for such being borne by the Department.

5. On the return day of the hearing, the Hearing Officer shall note the appearances of the persons attending the hearing. All witnesses shall be sworn and testimony shall be recorded and/or transcribed.

6. The Hearing Officer shall thereafter recommend proposed findings of fact and conclusions, thereafter, the Board or the Director shall make a formal order, setting forth the determination, conditions, if any, to be complied with, and penalties, if any.

7. The order provided for in Article 2.J.6 shall be maintained in the Department and a copy thereof shall be served on all respondents.

8. Nothing herein contained shall preclude the Department from taking any other action, as may be prescribed by law, nor shall the Department be precluded from taking such other action by virtue of the order made pursuant to this section.

L. Hearings; Appearances

1. At any hearing conducted pursuant to this code, any party to the proceedings may appear personally with or without counsel and shall be given the opportunity to present evidence and to examine and to cross-examine witnesses. All appearances shall be noted on the official record of hearings.

2. At any hearing conducted pursuant to this code, if a party shall appear without counsel, the Hearing Officer shall advise such party of his/her right to obtain counsel and their sole expense; and that if he/she desires to proceed without counsel, that he/she may call witnesses, cross-examine witnesses, and produce evidence in his/her behalf.

M. Investigations; Hearings; Adjournments

1. The Hearing Officer may grant adjournments upon request of any party to the proceedings, provided that an adjournment shall not be for an indefinite period of time, but shall be set down for a certain day.

2. If any adjournment is requested in advance of the hearing date, such request shall be submitted to the Hearing Officer, in writing, and shall specify the reason for such request.

3. In considering an application for adjournment of a hearing, the Hearing Officer shall consider whether the purpose of the hearing will be affected or defeated by the granting of such adjournment. Further, the Hearing Officer shall consider whether the allegations involve any imminent public health or safety concerns.

N. Investigations; Hearings; Subpoenas

1. The Hearing Officer or the Director may issue subpoenas upon request of any party to the proceedings of any hearing.

O. Investigations; Hearings; Procedures

1. The Hearing Officer shall not be bound by the formal rules of evidence in the conduct of a hearing, but the determination shall be founded upon sufficient legal evidence to sustain it.

2. Upon the conclusion of a hearing, the Board or the Director shall take such action as it deems proper, and shall execute an order setting forth its findings and determinations.

3. The action of the Board or the Director may include the assessment of civil penalties as provided by law or this code.

4. An order of suspension or revocation of any permit or license may contain such provisions as to renewal or reinstatement as the Board or the Director shall direct.

5. The Board alone may direct a rehearing or require the taking of additional evidence, and may rescind or affirm a prior determination after such rehearing.

6. The minutes of a formal hearing shall be made available to all parties for examination at the office of the Department. Copies of the transcript of the hearing may be obtained at the Department's current rate for copying of records.

P. Post-Hearing Procedures

1. The Director shall serve upon the respondent(s) copies of findings of fact, conclusions and orders made as a result of a formal hearing.

2. Service of findings of fact, conclusions and order(s) shall be made in the manner prescribed for the service of Notice of Hearings.

3. The Director, without notice, may order service of notice by any means reasonably determined to give notice to the person or entity if service, after due diligence, cannot be made in a prescribed method as set forth in the CPLR of the State of New York.

Q. State and County Code Enforcement: Violations; Criminal Penalties

1. Any Person who violates, disobeys or disregards the terms of any lawful order or regulation of the State Sanitary Code, the Sanitary Code, this Code, or the Board shall be subject to the imposition of a civil penalty by the Board, not to exceed the maximum civil penalty set forth by NYS Public Health Law § 309(1)(f) for each single violation or failure or omission to act.

2. As provided by Section 348 of the Public Health Law, the provisions of this code shall have the force and effect of law and any non-conformance or non-compliance with any provision thereof shall constitute a violation punishable on conviction which may include a term of imprisonment not exceeding fifteen (15) days.

3. As provided by Section 229 of the Public Health Law, the provisions of the State Sanitary Code shall have the force and effect of law and the non-compliance or non-conformance with any provision thereof shall constitute a violation punishable on conviction which may include a term of imprisonment not exceeding fifteen (15) days.

4. The penalty provided in this section may be recovered by an action brought by the Director or Board in any Court of competent jurisdiction.

S. Willful Violation of Health Laws

1. As provided by Section 12-b of the Public Health Law, a person who willfully violates or refuses or omits to comply with any lawful order or regulation prescribed by the Board or Director, is guilty of a misdemeanor; except, however, that where such order or regulation applies to a tenant with respect to his/her own dwelling unit or to an owner occupied one (1) or two (2) family dwelling unit, such person is guilty of an offense for the first violation punishable by a fine not to exceed fifty dollars (\$50.00) and for a second or subsequent violation is guilty of a misdemeanor punishable by a fine not to exceed -one hundred dollars(\$100.00) or by imprisonment not to exceed six (6) months or by both such fine and imprisonment.

2. A person who willfully violates any provision of this chapter, or any regulation lawfully made or established by any public officer or board under authority of this chapter, the punishment for violating which is not otherwise prescribed by this chapter or any other law is punishable by imprisonment not exceeding one year or by a fine not exceeding two thousand (\$2,000.00) dollars or by both.

T. Separate Violation

1. Each day or part of a day on which the violation occurs shall constitute a separate violation.

U. Violation of Public Health Laws or Regulations; Penalties and Injunctions

1. As provided by Section 12 of the Public Health Law, any person who violates, disobeys or disregards any term or provision of the Public Health Law, Sanitary Code, any order of the Board or of any lawful notice, order or regulation pursuant thereto for which a civil penalty is not otherwise expressly prescribed by law, shall be liable to the County for a civil penalty not to exceed one thousand dollars (\$1000.00) for every such violation.

2. The penalty provided for in subdivision one (1) of this section may be recovered by an action brought by the Board or Director in any court of competent jurisdiction.

3. Nothing in this section contained shall be construed to alter or repeal any existing provisions of the law declaring such violations or any of them to be misdemeanors or felonies or prescribing the penalty therefore.

V. Enforcement; Violations, other than by Prosecution

1. The Department may seek to obtain the voluntary compliance with this code by way of notice, warning or educational means.

2. This Section shall not be construed to require that such non-compulsory methods must be employed or attempted before proceedings by way of compulsory or other legally prescribed procedures.

W. Permits and Licenses; Operation with Permit

1. The Director shall have the authority and power to order the cessation of operations or construction of any business, establishment, or facility required by the code to obtain a permit.

2. The Director may employ the assistance of law enforcement officers and other officials as provided by the provisions of the Public Health Law and other applicable statutes and rules and regulations to enforce the order herein provided for.

3. The owner or operator of any business, establishment, or facility closed or directed to cease operation or construction pursuant to this section shall be entitled to a hearing to be held within a reasonable time if the owner or operator of the facility requests a hearing, in writing, within ten (10) days of the order of the Director.

X. Duty to Comply

1. Compliance with the regulation or any portion thereof shall not relieve any person of the duty comply with other municipal, State, or Federal Laws and regulations.

ARTICLE 3: PERMITS AND LICENSES

A. Permits and Licenses; Applications

1. Application for a permit or the renewal of a permit shall be made on forms furnished by the Department and shall contain all information called for by said forms and include the required application fees.

2. Application for a permit or for the renewal of a permit shall be accompanied by such other information, evidence or documentation as the Department may require or as may be provided by the code.

3. A permit issued to a particular person, or for a designated place, purpose, or vehicle, shall not be valid for use by any other person, or for any other place, purpose or vehicle than that designated therein. Such permits or written approvals may contain general and specific conditions and every person who shall have obtained a permit or written approval, as herein required, shall conform to the conditions prescribed in said permit or written approval, and to the provisions of the Code.

4. In addition to the information specifically required to be submitted to the Department, or if no specific information is required for certain permits, the Department shall require the following information:

i. The name, residence and business address of the applicant; and, if the applicant is a partnership or group, the name of each partner or member and, if the applicant is a corporation, the name of each officer and director(s) of the corporation;

ii. Information concerning the applicant, its individual members or officers, relating to education, training or experience, and history of prior criminal conviction, including violations and offenses, other than motor vehicle offenses, record of insolvency or bankruptcy, and copy of a driver's license or non-driver identification.

March 3, 2025

iii. Proof of Worker's Compensation Coverage or signed attestation that such insurance is not required;

iv. The ability of the applicant, or of its individual members or officers, to read and write English or provide an interpreter;

v. For the initial permit application, a written official document or a statement issued by the appropriate municipal authority having jurisdiction and concern with the zoning laws, ordinances, or regulations of the municipality in the operation, facility, premises, or use for the permit is sought stating that the operation, facility, activity, premises or use, if permitted, will not violate any existing zoning law, ordinance or regulation of such municipality;

vi. Application for a permit or for the renewal of a permit shall be accompanied by such other information, evidence or documentation as the Department may require, or as may be otherwise provided by the code.

5. Application for a permit or for the renewal of a permit shall be made by and signed by:

i. In the case of an individual who is to be the permittee, by the individual or his/her representative duly authorized in writing; or,

ii. In the case of a partnership, by a general partner or a representative of the partnership duly authorized in writing; or,

iii. In the case of an unincorporated association or group, by an officer or representative duly authorized in writing of the association or group authorizing the making of such application; or, corporation, who shall submit a certified copy of a resolution of the board of directors of the corporation, authorizing the making

of such application and designating the duly authorized officer or representative to act on behalf of the corporation;

iv. In the case of a municipality, other than the county, by the executive officer or representative duly authorized in writing.

6. Every individual application for a permit or for renewal of a permit shall be eighteen (18) years of age or over; and, in the case of a partnership application, the partner signing the application shall be eighteen (18) years of age or over.

7. Application for a permit or for renewal of a permit shall constitute an agreement that the permittee assumes responsibility for the operation, conduct and maintenance of the activity authorized by the permit, in accordance with the provisions of the Sanitary Code and the conditions required by the permit, and to inspections pertaining thereto.

8. Application for a permit or for renewal of a permit shall constitute consent to fully inspect and investigate the premises including but not limited to: the collection and analysis of samples, testing, photographing and/or videotaping, and interviewing.

B. Permit Applications; Fees

1. The fees as adopted by the Board for various permits must be paid at the time of application for the permit.

2. Application for a permit or for the renewal of a permit shall be accompanied by all outstanding fees and/or previous violation fines, as relating to prior County Sanitary Code enforcement actions levied against the specific facility owner making application for a permit.

March 3, 2025

3. The Director may also establish and charge reasonable fees for the filing in his/her office of required reports, plans or necessary documents.

C. Permits and Licenses; Posting; Expiration

1. Every permit shall expire on the date stated on the permit and may only be extended by the Department, in writing, for a specified limited time not to exceed sixty (60) days.

2. Every permittee shall apply for a renewal of a permit no later than sixty (60) days prior to the expiration date of such permit unless otherwise required by this code, the State Sanitary Code, or the Public Health Law.

3. It is the responsibility of the permittee to contact the Department for necessary forms for the renewal of permit.

4. A permittee shall comply with the conditions contained in the permit and the provisions and requirements of this code, the Department, the State Sanitary Code, and the Public Health Law under which such permit was issued.

5. Every permit shall be kept on the premises designated or covered by the permit and shall be posted in a conspicuous place on such premises in such manner as to be clearly visible to the public. It shall be available for inspection at all times by the Department.

6. Permits shall remain the property of the Department and shall be surrendered to a duly authorized representative of the Department on demand upon the expiration thereof or when suspended or revoked as herein provided.

D. Permits and Licenses; Not Transferable

1. Any attempted or purported transfer of a permit to a person not designated as the permittee therein, or for a purpose or place or vehicle not authorized by such permit, shall be cause to revoke such permit.

2. In the event of a reorganization of a permitted entity, the Department may approve, in writing, the continuation of an activity authorized by a permit provided that such change of organization has been duly recorded with the Department within ten (10) days after such change of organization and the Department receives acceptable proof that the reorganized entity is the legal successor to the permitted entity.

3. In the event that the facility is transferred to new ownership and/or operator, if applicable, the owner/operator must improve the facility to meet all applicable current codes prior to this Department issuing a permit.

E. Permits and Licenses; Suspension and Revocation

1. The Board may suspend or revoke a permit for violation or non-conformance with the conditions or requirements of the permit or provisions of the code under which such permit was issued.

2. The Board may suspend or revoke a permit for cause after due notice and hearing.

F. Permits and Licenses; Refusal to Issue

1. Except as may be otherwise provided in the Public Health Law or the State Sanitary Code:
 - i. The Department may refuse to issue a permit or a renewal thereof when the application is incomplete or not accompanied by the required fee, if any;
 - ii. The Department may refuse to issue a permit or renewal thereof when the applicant fails to provide information required by the Department;
 - iii. The Department may refuse to issue a permit or renewal thereof if the application or investigation thereof indicates to the Department that the activity, operation or premises to be covered by the permit applied for does not meet the requirements of the code or other provisions of law; or that the maintenance, conduct or operation of such activity, operation or premises does not meet the requirements or provisions of the law or may result in a public health hazard or in a condition which may be dangerous or harmful to health and life;
2. Except upon the express written authorization of the Board, no permit shall be issued to a person who previously had a permit revoked, within the preceding six (6) months, nor to a person who was an officer, director, owner or operator of an entity whose permit was revoked within the preceding six (6) months;
3. Approval of an application for a permit shall be denied for any sufficient or competent reason, including but not limited to any of the following:
 - i. The proposed construction, location, purpose, business or other act is in violation of the provisions of the Public Health Law, the State Sanitary Code, this code or any local municipal law, ordinance or regulation;
 - ii. Inaccurate, incomplete, false or misleading information stated in the application, including any plans or other data submitted in support thereof;
 - iii. Failure of the applicant to demonstrate competency to perform to the satisfaction of the Department;
 - iv. Conviction in a court of competent jurisdiction of a violation of the Public Health Law, the State Sanitary Code, this code, or any local municipal law, ordinance or regulation within the preceding six (6) months; provided, however, that the Board may waive the application of this provision upon evidence satisfactory to the Board that the convictions are not likely to be repeated, or for other good and substantial reason or reasons;
 - v. Failure to correct any existing violations or deficiencies pertaining to any particular place, vehicle or business after service of written notice thereof, whether or not related to the pending application.
4. Notwithstanding any other provision of this Code to the contrary, the Department shall not issue or renew any permit required under this Code to any person who has an outstanding and/or overdue fee, fine and/or unpaid civil penalty imposed by the Department pursuant to provisions of State Public Health Law, State Sanitary Code or the St. Lawrence County Sanitary Code.

G. Permits and Licenses; Denial: Suspension, Revocation; Forfeiture; Effective Date

1. Except as may otherwise be ordered by the Board or by the Director, the denial of a permit or certificate of approval or the suspension or revocation of a permit or certificate of approval, shall become final upon notice thereof to the applicant or permittee concerned.

2. Service of a notice of denial or refusal to issue a permit or certificate of renewal shall be made in the manner provided in the code (Article 2.H) for the service of a notice of hearing.

3. A permit or written approval shall terminate upon service of a written notice from the Department and hearing and be considered forfeit and shall become null and void under any of the following circumstances:

i. That the process of construction or the operation involved reveals conditions otherwise than as indicated in the approved plans and application; or,

ii. That the construction or operation involved is in violation of any ordinance or regulation of any duly constituted government authority or any political subdivision thereof; or,

iii. That the construction or operation involved is otherwise than in accordance with standards, rules, and regulations pertaining to such construction or the conditions of a permit or written approval issued pursuant to the provisions of the Public Health Law, the State Sanitary Code, or this Code; or,

iv. That no action has been taken under such permit or written approval within the period specified in the permit or if no period is specified, within a period of one (1) year following the date of issuance thereof, or within a period beyond which the purpose, need or usefulness of the permit or written approval no longer exists, whichever is shorter.

H. Permits and Licenses; Denial Appeal

1. Unless otherwise provided in the Public Health Law or State Sanitary Code, whenever the Department refuses to issue a permit or a renewal thereof or a certificate of approval and no hearing has been had in the matter, the applicant may appeal such action to the Director or Board by serving a notice of appeal in writing on the Department addressed to the Director or to the Board within ten (10) days following the service of notice of denial or refusal to issue the permit.

2. The Notice of Appeal shall set forth in detail the basis for the appeal and shall contain:

i. The full name of the applicant, permittee or party affected;

ii. The type of permit or certificate of approval for which the application was made or the nature of the action complained of;

iii. The place of business listed in the application to which the appeal relates;

iv. The statement that the applicant or permittee or other party affected appeals to the Board to review the action of the Department; and,

v. The signature of the applicant, permittee or party affected, or if the permittee or party affected is not the individual signature and title of a party or other individual of the partnership or group, or of an officer of a corporate applicant permittee or party affected.

3. Unless otherwise provided in the Public Health Law, within ten (10) days following

March 3, 2025

service of the notice of appeal, the applicant, permittee or party affected shall submit a memorandum addressed to the Director or to the Board containing his/her objection to the action of the Department.

4. The Board may, without hearing, reverse, modify or affirm the action of the Department or may require a hearing upon notice as provided in Article 2 of this code.

I. Operation Without a Permit

1. The Board or Director may issue a written notice to be served upon the person or permittee involved, or upon any person connected with or working in or about an operation to cease the operation, whereupon the operation shall immediately cease, under the following circumstances:

i. The process of the operation involved reveals conditions otherwise than as indicated in the approved plans and application, and permits as issued; or

ii. The operation involved is in violation of any ordinance or regulation of any duly constituted government authority or any political subdivision; or,

iii. The operation involved is otherwise than in accordance with standards, rules and regulations pertaining to the condition of a permit or written approval issued pursuant to the provisions of the Public Health Law, the Environmental Conservation Law within the jurisdiction of the Department, the State Sanitary Code or this Code.

J. Service of Notice

1. Service of the written notice shall be made in the manner prescribed in Article 2.H for the service of notice of hearings.

ARTICLE 4: GENERAL SANITATION

A. Definitions

1. "Container" shall mean any device in which material is stored, transported, treated, disposed of, or otherwise handled.

2. "Garbage" shall mean putrescible solid waste, including animal and vegetable waste resulting from the handling, storage, sale, preparation, cooking or serving of foods and not subject to regulation by the St. Lawrence County Flow Control Law. Garbage originates primarily in home kitchens, stores, markets, restaurants and other places where food is stored, prepared or served.

3. "Hazardous Material" shall mean a material or combination of materials which, because of its quantity, concentration, use, physical, chemical, infectious, or radiological characteristics and/or effects, constitute a nuisance or public health hazard and not subject to regulation by the St. Lawrence County Flow Control Law.

4. "Hazardous Waste" shall mean a waste or combination of wastes which, because of its quantity, concentration, or physical, chemical, infectious, or radiological characteristics and/or

effects, may constitute a nuisance or public health hazard and not subject to regulation by the St. Lawrence County Flow Control Law.

5. "Public Health Nuisance" shall mean any activity or failure to act that adversely affects Public Health.

6. "Offensive Material" shall mean any, garbage, refuse, rubbish, hazardous material, hazardous waste, septage, sewage sludge, sludge, stabilized sludge or any substance or liquid dangerous or detrimental to health not subject to regulation by the St. Lawrence County Flow Control Law.

7. "Person" shall mean any individual, firm, public or private corporation, association, partnership, institution, political subdivision, government agency, public body, joint stock association, trust, estate, or other group of individuals or combination of the foregoing, or any legal entity whatsoever, and includes the plural as well as the singular.

8. "Public Health Hazard" shall mean a condition, potential condition, event or sequence of events, deemed by the Director, which may impact or threaten the health of the public.

9. "Refuse" shall mean all waste material including, but not limited to; incinerator residue, street sweepings, blood, fecal matter, manure, dead animals and offal.

10. "Rubbish" shall mean solid or liquid waste material including, but limited to, paper and paper products, rags, furniture, cans, crockery, plastic cartons, plastics, chemicals, paint, greases, sludges, oils and some petroleum products, wood, demolition materials, and tires not subject to regulation by the St. Lawrence County Flow Control Law.

11. "Septage" shall mean the contents of a privy, septic tank, cesspool, chemical toilet, either liquid or solid state or other individual sewage treatment facility which receives domestic sewage wastes.

12. "Sewage Sludge" shall mean the accumulated semisolid suspension of solids deposited from waste waters.

13. "Sludge" shall mean any solid, semisolid or liquid waste generated from a municipal, commercial or industrial waste water treatment plant, water supply treatment plant or air pollution control facility. Sludge does not include the treated effluent from a wastewater treatment plant.

14. "Stabilized Sludge" shall mean sludge that has been treated by a process to reduce putrescibility, significantly reduce pathogenic organisms, and except for lime stabilization, reduce the volatile solids content. Acceptable stabilization processes are defined in 40 CFR Part 257, U.S. Environmental Protection Agency, Code of Federal Regulations.

15. "Vehicle" shall mean any motor vehicle, water vessel, railroad car, airplane, or other means of transporting offensive material, including hazardous waste.

B. Removal and Transportation

1. No person shall remove or transport or permit the removal or transportation of any offensive material, garbage, hazardous material, hazardous waste, refuse, septage, sewage sludge, sludge or stabilized sludge except in such a manner and in or by such conveyance as will prevent the creation of a nuisance or the loss or discharge of such material. All such material shall be so handled, covered, or treated that it cannot be released, leached or migrated or be

March 3, 2025

accessible to rodents, flies, or other insects or create a nuisance. All vehicles and implements used in connection therewith shall be kept in a non-offensive and sanitary condition and when not in use shall be stored or kept as to not create a nuisance.

C. Storage and Disposal

1. No person shall allow any offensive material to be deposited, stored or held on any premises or place or in any building or structure unless such material is treated, screened, covered, or placed as not to create a nuisance detrimental to health. All containers for the storage of such material shall completely confine the material, shall be rodent and insect proof, and shall be kept in a non-offensive and sanitary condition at all times. All offensive material shall be buried at such distance from any source of water supply or be disposed of at other places so that water supplies will not be subject to pollution or where a nuisance will not be created subject to regulations for the protection of public water supplies adopted pursuant to the provisions of the Public Health Law. Such material shall not be discharged into streams, ponds, or other bodies of water or onto the surface of the ground except with the special permission of the Department or unless a permit is issued in accordance with the provisions of law.

D. Water Supplies

1. No person shall have contracted, undertaken or who is bound by the terms of a lease or any agreement to supply water for any habitable building owned thereby shall shut off or cause to be shut off such water supply so as to result in an unsanitary condition. Whenever a public water supply is available, no other supply shall be furnished for drinking and domestic purposes unless such other supply shall be potable.

2. The Director may order the treatment, abandonment, sealing, or posting, at his/her discretion, of any water supply not of a safe, sanitary quality.

ARTICLE 5: NUISANCES

A. Nuisances; Director's Duty to Investigate

1. The Director shall receive and investigate all complaints concerning nuisances, or causes of danger or injury to life and health in the Health District and may request such complaints to be made in writing in accordance with this Article, Part 8 of the State Sanitary Code and Title 1 of Article 13 of the Public Health Law.

B. Nuisances; Investigation; Reports

1. The Director may enter to inspect or examine upon or within any place or premises where nuisances or conditions dangerous to life and health are occurring or are reasonably believed to be occurring, or which are reasonably believed to be the cause of nuisances existing elsewhere.

2. The owners, agents and/or occupants of any premises shall permit sanitary examinations

March 3, 2025

and inspections to be made pursuant to the provisions of this Article, Part 8 of the State Sanitary Code, and Title 1 of Article 13 of the Public Health Law.

3. The Director shall furnish the owners, agents and/or occupants of the premises with a written statement of the results and conclusions of any examination or inspection conducted pursuant to this article.

C. Nuisances; Abatement and Suppression

1. The Board and/or Director may order the suppression and removal of all nuisances and conditions detrimental to life and health found to exist within the Health District.

2. The Board and/or Director may, in the event of non-compliance with any such order, enter upon the premises to remove or suppress such nuisance, condition, or matter to which said order relates.

3. The expenses of such removal and abatement shall be paid and may be collected in the manner prescribed in Public Health Law 1306, 1307, and 1308

4. The owner of any dwelling is responsible for remediation of an insect infestation.

5. No dogs, cats, fowl, hogs, goats, cows, horses or other animal shall be kept in a manner which creates a public health nuisance.

6. Dead Animals - A dead domestic or farm animal shall be buried a minimum of 2 feet below grade or disposed of in a sanitary manner, at least 200 ft from any water source (i.e., water supply, wetland, river, stream, or surface water source), by its owner within seventy-two (72) hours after its death or after its carcass has been discovered unless otherwise approved by the Department.

D. Nuisances; Enforcement

1. Any non-compliance or non-conformance with an order issued by the Director pursuant to this Article shall constitute a violation of the provisions of the Sanitary Code and may be subject to the imposition of a civil penalty pursuant to Section 309 of the Public Health Law.

ARTICLE 6: DWELLINGS

A. Definitions

1. "Dwelling" means any building, house structure, vehicle or portion thereof, which is occupied, in whole or part, or intended to be used as a home, residence, living or sleeping place of one or more human beings, either permanently or temporarily, and not regulated under any other article of this Sanitary Code.

2. "Dwelling Unit" means any room or group of rooms, within a dwelling, which are used or intended to be used by one or more persons for living and sleeping with or without facilities for cooking and eating.

3. "Extermination" means the control and elimination of insects, rodents, vermin or other pests by eliminating their harborage places; by removing or making inaccessible material that

may serve as their food; by poisoning, spraying, fumigating, trapping, or by any other recognized and legal pest elimination methods approved by the County or State authority having such administrative authority.

4. “New York State Code” means the New York State Uniform Fire Prevention and Building Code.

5. “Building Inspector and Local Codes Enforcement Officers” means the Municipal Officials who enforce the New York State Code in their municipality.

B. Plumbing

1. Each and every plumbing fixture, pipe, drain, sewer and sewer connection in every habitable public or private building which is in whole or part leased by the owner or his agent or which is permitted to be used by patrons or the general public, shall be properly plumbed in accordance with the New York State Code, of sanitary design and construction and shall be repaired and maintained in a sanitary condition. The owner, operator or occupant of a building or dwelling or his/her agent in charge thereof shall have common use of a toilet shall be responsible for the satisfactory and sanitary maintenance of such toilet.

2. Every owner, agent, or tenant, who is responsible for the plumbing or sanitary facilities of a building or dwelling shall maintain each and every plumbing fixture, pipe, drain, sewer and sewer connection of such building or dwelling in a sanitary condition and shall remove blockages, repair leaks, and replace broken, worn or faulty fixtures or pipes which shall be the cause of an unsanitary condition.

C. Occupancy Without Sewerage Facilities

1. No person shall occupy any dwelling or vehicle as a place of habitation unless sanitary facilities for the disposal of sewage shall have been provided.

D. Rental of Dwelling Without Water Supply

1. No person shall lease or rent any dwelling or dwelling unit unless a safe supply of potable water is available.

E. Water Supply – Cutting Off

1. No owner or lessee of a dwelling, dwelling unit, apartment or business establishment shall cut or turn off the water supply or cause such water supply to be shut off except in case of necessity arising from a serious leak, public health hazard or bursting of pipes. In such cases, repairs shall be made and the water service restored promptly.

F. Connection to Public Sewer

1. Where a public sanitary sewer is available and accessible to a dwelling or habitable

March 3, 2025

building, the owner of such dwelling or building shall connect such building to said sanitary sewer within one year of availability.

G. Garbage and Rubbish Disposal

1. Every dwelling and every dwelling unit shall be provided with a suitable receptacle(s) as may be necessary to contain all garbage and rubbish and all such receptacles shall be maintained in good repair. Receptacles for garbage shall be watertight and provided with tight fitting covers.

2. Every dwelling including the lot on which such dwelling is located shall be kept free from any excessive accumulation of offensive material.

3. Garbage must be disposed of in accordance with local ordinances and in any case in such fashion as not to serve as a breeding or harboring place for vermin, or to create a nuisance.

H. Flies, Insects, Rodents and Vermin

1. All means necessary or required shall be taken to eliminate vermin from any habitable building and to prevent the breeding or harboring of such vermin on the premises. Any poison or chemical used for the elimination of vermin must be used in accordance with the U.S. Department of Environmental Protection Agency (EPA) or the New York State Department of Environmental Conservation (DEC) laws and any other statute or regulation governing the use of such poison or chemical.

2. Responsibility for Extermination: Every occupant of a Dwelling containing a single Dwelling Unit shall be responsible for the extermination of any insects, rodents, vermin or other pests therein or on the Premises; the property owner shall be responsible for extermination ; property owner is responsible for the entire building if it is a multi-unit dwelling (wordsmith) Notwithstanding the foregoing provisions of this section, whenever infestation is caused by failure of the Owner to maintain a Dwelling in a rat-proof or insect-proof condition, Extermination shall be the responsibility of the Owner. Whenever infestation exists in two (2) or more of the Dwelling Units in any Dwelling, or in the shared or public parts of any Dwelling containing two (2) or more Dwelling Units, Extermination thereof shall be the responsibility of the Owner. When Extermination is required, the Owner shall use a New York State License/Certified Pesticide Applicator/Technician, unless waived by the Department.

I. Unsanitary Building

1. When the Director determines that any building, dwelling or part thereof is so unsanitary as to be unfit for human habitation or shall cause an unsanitary condition on or adjacent to the premises, a hearing can be scheduled with due notice to the owner. If at the hearing it is determined that the situation constitutes a nuisance or condition detrimental to life and health, the Director may issue an order requiring the owner to abate said nuisance or condition by placing said building or dwelling in a sanitary or habitable condition within a time specified in said order. Upon the failure of said owner to comply with said order, the Director may issue a

March 3, 2025

further order to be affixed conspicuously upon such building or dwelling and served upon the occupant(s) or lessee(s) and upon the owner thereof or his or her agent requiring all persons to vacate such building or dwelling and to discontinue its use at such time as shall be stated in said order. Upon failure of such building or dwelling to be vacated within the time specified, the Board may issue a warrant to the County Sheriff directing that such building or dwelling be vacated and that all persons be removed and the County Sheriff shall forthwith execute such warrant pursuant to law.

J. Local Laws, Ordinances, Enforcement, and Criminal Penalties

1. In cases of matters involving or under the jurisdiction of the New York State Department of Health Environmental District Office and/or the Municipal Building Inspector or Codes Enforcement Officer, the New York State Department of Health Environmental District office and Municipal Building Inspector or Codes Enforcement Officer shall have primary enforcement jurisdiction per the scope of the respective regulatory authority.

2. In enforcing this Article, the Director will be guided by the Building Codes in effect in the municipality (city, town or village) in which such buildings are located, and such other state laws or regulations, as may apply.

3. The Director may request the assistance of a municipality's Building Inspector or Local Codes Enforcement Officer(s) to inspect properties in accordance with the New York State Code or to perform joint inspections of a property or properties with representatives of the Department.

4. Criminal penalties for violations of this Article shall be those provided for in Section 229 of the Public Health Law.

5. Civil penalties for violations of this Article shall be those provided in Sections 12 and 309 of the Public Health Law. Determinations with respect to violations and/or assessing of penalties shall be subject to review by the St. Lawrence County Health Department.

ARTICLE 7: SEWAGE SYSTEMS

A. Applicability

1. This Article shall apply to the construction and use of any new or modified sewage system designed to discharge sewage without the mixture of industrial or other wastes to the ground or surface waters of the County.

B. Definitions

1. "Applicable Water Quality Standards and Effluent Standards and Limitations," means all State and Federal water quality standards and limitations to which a discharge is subject under the Federal Water Pollution Control Act, or under State law including but not limited to water quality standards, effluent limitations, standards of performance and pretreatment standards.

2. “Dwelling” means any building or structure which is wholly or partly used or intended to be used for living or sleeping by human occupants.

3. “Individual Sewage Treatment System” means a system of piping, tanks or other facilities for the on-site collection, treatment and disposal of sewage.

4. “Offensive Material” means any sewage, fecal matter, manure, offal, garbage, dead animals, meat wastes, pool waste water, any putrescible organic matter, the contents of sewage disposal systems (either liquid or solid state), or any substance or liquid dangerous or prejudicial to health, safety or general welfare, or gives rise to offensive odors as may be determined by the Director or his/her designee.

5. “Other Wastes” means shavings, bark, sand, lime, salt, ashes, petroleum products, tar, dye stuffs, acids, chemicals, and all other discarded matter not sewage, industrial wastes or offensive material which is determined by the Director to be dangerous or prejudicial to health and safety.

6. “Point Source” means any discernible, confined or discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, vessel or other floating craft, from which pollutants are or may be discharged.

7. “Pollution Hazard” means a condition resulting from the entry of wastes into any of the waters of the County whereby;

i. The quality of such waters may be adversely affected in their use for bathing, drinking, culinary and other water supply uses; or

ii. A situation determined by the Director to be prejudicial to health and safety of the public is created.

8. “Privy” means any facility or structure provided for the storage or disposal of human excreta without water carriage.

9. “Reserve or Replacement Area” means the area on the site that is kept available for the future individual sewage treatment system should the primary individual sewage treatment system fail.

10. “Sanitary Sewer” means a system of piping or other facilities used for the collection and transportation of wastes to a community, individual, commercial or public sewage system under the control of the person owning or responsible for the community, individual, commercial or public sewage system or jurisdiction of the Department.

11. “Sewage” means water-carried human waste, human excreta and liquid or water carried waste and laundry wastes from residences and buildings (from water closets, lavatories, sinks, bathtubs, laundry tubs or devices, floor drains or other sanitary fixtures), together with such groundwater infiltration and surface water as may be present, without the admixture of industrial or other wastes.

12. “Sewage System” means all types of sewage related systems listed and defined in this Article (i.e., Commercial, Community, Individual, Public).

13. “SPDES” means New York State Pollutant Discharge Elimination System and all pertinent applications, forms, permits and reporting forms.

C. General Provisions

1. An abandoned septic tank, seepage pit, or other device or equipment for the treatment of sewage shall be cleaned and filled to the ground surface in a manner acceptable to the Department.

2. Roof water, foundation drain, cistern overflow, or surface or subsoil drainage shall not be discharged into any individual sewage treatment system.

3. No person shall construct or maintain a Sewage Treatment System, pipe, or drain in the County so as to expose or discharge the sewage contents therefrom to the atmosphere or onto the surface of the ground, by subsurface disposal, by groundwater injection or into any storm sewer, drain or roadside ditch, nor so as to discharge into any watercourse or body of water contained within or touching any part of the land within the County, unless approval for such discharge shall have been issued in accordance with the provisions of the New York State Environmental Conservation Law and the Department is satisfied that such discharges will not adversely affect public health or create a condition which is detrimental to public health.

D. Application, Approval and Permits

1. All Sewage Systems with a flow of one-thousand (1,000) gallons per day or greater under the jurisdiction of the NYSDEC shall be operated and maintained in accordance with required SPDES permits and any other approvals.

2. Individual sewage system construction or modification permits shall be obtained from the Local Code Enforcement Office in the municipality where the property is located.

E. Operation

1. Property owners are to maintain sewage systems such that they operate safely and do not create a nuisance.

G. Exposure of Sewage

1. No person shall construct or maintain any privy, cesspool, sewage treatment system, pipe or drain so as to expose or discharge the sewage contents or other deleterious liquid or matter therefrom to the atmosphere or on the surface of the ground or into any storm sewer or drain or so as to endanger any water course or body of water unless a permit for such discharge shall have been issued therefore by the New York State Department of Environmental Conservation and such discharge shall be made in accordance with the requirements thereof.

H. Harmful or Deleterious Substances

1. No person shall discharge or cause the discharge of, any harmful or deleterious substance to any Sanitary Sewer or Sewage System so as to endanger the use of or the materials of construction of such sewer or system or so as to result in the stoppage or other failure of the

March 3, 2025

Sewage System or subsequent sewage treatment, unless a permit and/or approval for such system or subsequent sewage treatment or a permit and/or approval for such discharge has been secured from the official agency having jurisdiction for such Sewage System or Sewage Treatment Works and such discharge conforms to the terms of such permit.

I. Construction of Article

1. Nothing contained in this Article shall be construed to mean that the Department has approved the functional ability or adequacy of the system or systems approved pursuant to the provisions of this Article.

2. The Director may, on written application and after review, grant a waiver or variance from a specific provision of this Article. A variance or waiver may be subject to appropriate conditions. A variance may include a time schedule for compliance where such variance is in harmony with the general purpose and intent of this Article.

J. Modifications of Director's Order

1. An order issued by the Director pursuant to this Article shall take effect with the period specified in the order.

2. The Director may postpone the effective date of an Order served pursuant to this Article, if such postponement will not result in an immediate danger to the public health; provided, however that no postponement shall be granted unless the Director has determined that the construction, change in treatment or other control measures which may be required to ensure compliance with the Order cannot be completed with the time prescribed by the original effective date because of physical or engineering difficulties, the shortage of necessary materials or equipment or other reasons acceptable to the Department.

ARTICLE 8: COMMUNICABLE DISEASE

A. Purpose

1. To assure the safety and well-being of the residents of St. Lawrence County through the reduction and/or prevention of the spread of communicable diseases through education and mandatory reporting of suspected or confirmed cases.

B. Definitions

1. "Communicable Disease" shall mean an illness caused by an infectious agent or its toxins that occurs through the direct or indirect transmission of the infectious agent or its products from an infected individual or via an animal, vector or the inanimate environment to a susceptible animal or human host.

C. Rabies

1. All persons shall comply with Article 21, Title 4 of the Public Health Law relating to Rabies and Part 2 of the State Sanitary Code relating to Rabies.

D. Reporting of Cases

1. The reporting of cases and the reduction and/or prevention of the spread of communicable disease shall be in accordance with the definitions and regulations found in Title 10, Chapter I, Part 2 of the New York Codes, Rules and Regulations and the New York Public Health Law Articles 21, 22 and 23.

E. Duty to Report (Physicians and Institutions)

1. Every physician shall immediately give notice (report) to the Department of every case of communicable disease in St. Lawrence County required by the Department to be reported.

2. If there is no physician in attendance on any case of communicable disease, it shall be the duty of the superintendent or other officer of an institution, householder, hotel or lodging housekeeper, or other person where such case occurs in St. Lawrence County, to give notice (report) to the Department of such case of communicable disease required by the Department to be reported.

ARTICLE 9: UNCONSTITUTIONALITY CLAUSE AND PROVISIONS FOR REVISIONS OR AMENDMENT

A. Unconstitutionality Clause

1. In the event any section, paragraph, sentence, clause or phrase of this Sanitary Code shall be declared unconstitutional or invalid for any reason, the remainder of said code shall not be affected thereby.

B. Provisions for Revision or Amendment

1. This Sanitary Code may be amended or revised by the Board of Health at any regular meeting of the Board provided that a legal notice of intent is published in the County's official newspaper at least ten (10) days prior to such regular meeting of the Board. Such notice shall contain the nature of the proposed change(s) and advise that copies of such change(s) are available upon request in the office of the Department.

ARTICLE 10: EFFECTIVE DATE

A. Every regulation of the Sanitary Code, unless otherwise specifically stated shall take effect immediately upon filing with the St. Lawrence County Clerk.

March 3, 2025

Mr. Hull moved to adopt Resolution No. 96-2025, seconded by Mr. Burke, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 97-2025

**MODIFYING THE 2025 BUDGET FOR THE COUNTY ADMINISTRATOR'S OFFICE
TO PURCHASE A PAPER CUTTER FOR THE MAIL ROOM**

By Mr. Hull, Chair, Finance Committee

WHEREAS, County departments depend on the mail room to provide a wide variety of document preparation services at a minimal cost, and

WHEREAS, the paper cutting equipment required to produce print jobs is no longer in service and now requires replacement, and

WHEREAS, a competitive process of three quotes were obtained to provide a paper cutter in accordance with the County's procurement policy and the best value has been determined,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2025 County Administrator's Office for the purchase of a paper cutter for the Mail Room, as follows:

DECREASE APPROPRIATIONS:

B1019904 49700	B SPEC Contingency Account	\$12,354
----------------	----------------------------	----------

INCREASE APPROPRIATIONS:

BP016702 22000	B CP Office Equipment	\$12,354
----------------	-----------------------	----------

Mr. Hull moved to adopt Resolution No. 97-2025, seconded by Mr. Fay, and Ms. Curran, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

Finance Committee: 2-24-2025

RESOLUTION NO. 98-2025

**THE ST. LAWRENCE COUNTY BOARD OF LEGISLATORS REQUESTS THE
ENACTMENT OF SENATE BILL NO. ~~S4567A~~ S1076 AND ASSEMBLY BILL
NO. ~~A5021A~~ A4490 TO EXTEND THE AUTHORIZATION OF ST. LAWRENCE
COUNTY TO IMPOSE AN ADDITIONAL ONE PERCENT OF SALES AND
COMPENSATING USE TAXES**

By Mr. Hull, Chair, Finance Committee

WHEREAS, in 2013, St. Lawrence County was one of few remaining counties in the State that had not previously increased its sales tax over the three (3%) percent sales tax authorized by Tax Law Section 1210, and

WHEREAS, subparagraph (iii) of the opening paragraph of Tax Law Section 1210 was amended effective July 31, 2013 to include St. Lawrence County in the group of counties authorized to impose sales and compensating use taxes at a rate that was one percent additional to the three percent rate for the period beginning December 1, 2013 and ending November 30, 2015, and

WHEREAS, since the initial approval by New York State, resolutions have been adopted to request extensions of home rule authorization and supported by Senate and Assembly Bills to that end; and in 2017, New York State authorized a third year of authorization which prompted an extension, and

WHEREAS, on March 6, 2023, Resolution No. 115-2023 was adopted requesting an extension of home rule authorization to St. Lawrence County to allow an additional one percent of sales and compensating use taxes to be collected for a period of three (3) years from December 1, 2023 through November 30, 2026, and following the adoption and submission to the State, notice was provided that only a two year extender would be granted, and

WHEREAS, Resolution No. 154-2023 was adopted and it rescinded Resolution No. 115-2023 to update the request presented to the State Representatives for St. Lawrence County to receive a two year approval for the sales tax extender which was authorized during the Legislative Session in 2023 for the time period of December 1, 2023 through November 30, 2025, and

WHEREAS, the current economic environment requires the County to continue to impose the sales tax rate as previously authorized and extend from December 1, 2025 through November 30, 2027, and

WHEREAS, the revenue anticipated from the extension of the additional one percent (1%) sales and compensating tax provides the County with the necessary opportunities to

March 3, 2025

continue to deliver locally preferred services deemed vital to the community while simultaneously funding mandates imposed by New York State,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators requests enactment of Senate Bill No. ~~S4567A~~ **S1076** and Assembly Bill No. ~~A5021A~~ **A4490** to extend the authorization of St. Lawrence County to impose an additional one percent (1%) of sales and compensating use taxes from December 1, 2025 through November 30, 2027, and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Governor Kathy Hochul; Senator Mark Walczyk; Senator Dan Stec; Assemblyman Ken Blankenbush; Assemblyman Scott Gray; Deborah R. Liebman, Esq., Deputy Counsel, New York State Department of Taxation and Finance, New York State Secretary of State, New York State Office of State Comptroller, and St. Lawrence County Clerk Sandra Santamoor.

Mr. Hull moved to adopt Resolution No. 98-2025, seconded by Ms. Curran, Ms. Terminelli, and Mr. Lightfoot, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 99-2025

**MODIFYING THE 2024 BUDGET FOR SOCIAL SERVICES DUE TO HIGHER
THAN ANTICIPATED COSTS IN ADOPTION AND FOSTER CARE**

By Mr. Hull, Chair, Finance Committee

WHEREAS, due to higher costs in Adoption and Foster Care, and

WHEREAS, there was additional funding for Code Blue that was received in 2023 but was not carried forward for use in 2024, and

WHEREAS, there were also decreased costs in State Training School that can be reappropriated,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Treasurer to modify the 2024 budget for Social Services for higher than anticipated costs in Adoption and Foster Care as follows:

March 3, 2025

INCREASE APPROPRIATIONS:

DSC61194 465IT	D CSE Institutions	\$337,572
DSC61194 465KG CC	CC Kingap Board and Care	80,000
DAG60104 43007 CB	D CB Other Fees and Services	<u>81,218</u>
		\$498,790

DECREASE APPROPRIATIONS:

DSS61294 46500	D STS Other Payments	\$200,586
----------------	----------------------	-----------

INCREASE REVENUE:

DSC18195 550CE	D School District CSE Payments	\$216,986
DAG36105 56000 CB	D Code Blue SA Revenue	<u>81,218</u>
		\$298,204

Mr. Hull moved to adopt Resolution No. 99-2025, seconded by Mr. Webster, Ms. Curran, and Mr. Fay, and carried unanimously by a roll call vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 100-2025

**AUTHORIZING THE CHAIR TO SIGN THE 2024-2025 CRIMINAL JUSTICE
DISCOVERY REFORM GRANT**

By Mr. Hull, Chair, Finance Committee

WHEREAS, the St. Lawrence County District Attorney received notification of a one-year funding option for the “2024-2025 Criminal Justice Discovery Reform Grant” in the amount of \$416,250 through the New York State Division of Criminal Justice Services, for the period of April 1, 2024, through March 31, 2025, and

WHEREAS, the grant will subsidize the cost of an Assistant District Attorney Position, with focus on the implementation of discovery and/or bail reform efforts, partial costs associated with Grand Jury Transcripts, the PCMS Program Discovery Storage Fees used for discovery, the cost of Cellebrite UFED Program with upgrade, the cost of the Axon program, and the cost of the total FAROZONE for one (1) year, and

March 3, 2025

WHEREAS, the New York State Division of Criminal Justice Services (NYDCJS) and the New York State Attorney's Office recognize the value of the assistance of the St. Lawrence County District Attorney's Office, St. Lawrence County Sheriff's Office, and the Prosecution Criminal Management System (PCMS) is to their agencies and other agencies throughout St. Lawrence County and have generously offered the sum of \$416,250 to assist the District Attorney's Office and the St. Lawrence County Sheriff's Office with the implementation of discovery and/or bail reform efforts,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign the 2024-2025 Criminal Justice Discovery Reform Grant and any subsequent amendments with the New York State Department of Criminal Justice Services, upon approval of the County Attorney.

Mr. Hull moved to adopt Resolution No. 100-2025, seconded by Mr. Lightfoot, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

Finance Committee: 2-24-2025

RESOLUTION NO. 101-2025

**AUTHORIZING THE CHAIR TO SIGN AN AGREEMENT WITH AXON
ENTERPRISE INC. FOR JUSTICE PREMIER DISCOVERY PROGRAM FOR
THE DISTRICT ATTORNEY'S OFFICE**

By Mr. Hull, Chair, Finance Committee

WHEREAS, the 2020 New York State discovery reform laws require District Attorney's offices across the State of New York to provide voluminous discovery to defendants within twenty (20) to thirty (30) days of arraignment, including police body camera video, surveillance video, and cell phone extractions, and

WHEREAS, video and digital evidence of this nature requires large quantities of storage, and

WHEREAS, all law enforcement agencies use Axon Body worn cameras, and

WHEREAS, AXON Enterprise, Inc. offers cloud storage and the ability to electronically deliver discovery of their body worn camera video and any other large digital files through their Justice Premier Discovery Program, and

March 3, 2025

WHEREAS, AXON requires that the St. Lawrence County District Attorney's Office enter into a five (5) year agreement with AXON for the Justice Premier Discovery Program with a total amount of \$125,431.40, (J1030895 56000 ATP),

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign an agreement and any subsequent amendments, upon approval of the County Attorney.

Mr. Hull moved to adopt Resolution No. 101-2025, seconded by Mr. Webster, and Ms. Curran, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

RESOLUTION NO. 102-2025

**AUTHORIZING THE CHAIR TO SIGN A CONTRACT WITH COUNCIL 82,
LOCAL 2390, FOR 2025-2029**

By Mr. Forsythe, District 2; Mr. Lightfoot, District 3; Mr. Smithers, District 5; Mr. Perkins,
District 7

WHEREAS, the 2018-2024 collective bargaining agreement between St. Lawrence County and Council 82, Local 2390 expired on December 31, 2024, and

WHEREAS, the negotiations between the negotiating teams for St. Lawrence County and Council 82, Local 2390 are now complete, and

WHEREAS, as a result of contract negotiations, St. Lawrence County believes that it is in the best interest of both parties to successfully conclude the process with a five (5) year collective bargaining agreement (2025-2029), and

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators authorizes the Chair to sign a contract with Council 82, Local 2390, for 2025-2029, upon the advice and approval of the St. Lawrence County Negotiating Team with formal ratification by the membership of Council 82, Local 2390, and

BE IT FURTHER RESOLVED that if Council 82, Local 2390 is unable to ratify the bargaining agreement, this resolution expires as of April 30, 2025.

Mr. Perkins moved to adopt Resolution No. 102-2025, seconded by Mr. Lightfoot, Mr. Fay, and Mr. Webster, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

March 3, 2025

COUNTY ADMINISTRATOR'S REPORT:

Ms. Doyle expressed gratitude for the approval of the Council 82 contract.

On Wednesday the Employee Assistance Program delivered treats to County employees as part of an employee appreciation initiative.

Three legislators and five staff members attended the NYSAC conference. Ms. Doyle moderated a panel on SUNY Schools, with a discussion on SUNY Potsdam's challenges and the steps they are taking to improve their situation.

Ms. Doyle provided an update on the budget status and implementation of AI, and also reported that a request for proposal has been released for the window replacement project.

OLD/NEW BUSINESS:

RESOLUTION NO. 103-2025

SUPPORTING ASSEMBLY BILL A.5890, "AN ACT TO AMEND THE STATE FINANCE LAW, THE GENERAL MUNICIPAL LAW, THE PUBLIC AUTHORITIES LAW AND THE HIGHWAY LAW, IN RELATION TO AWARDED CONTRACTS FOR THE PURCHASE OF ROCK SALT OR SODIUM CHLORIDE MINED OR HAND HARVESTED IN CANADA"

By Mr. Perkins, District 7

Co-Sponsored by Ms. Curran and Mr. Sheridan

WHEREAS, Assembly Bill A. 5890 seeks to amend the state finance law, the general municipal law, the public authorities law, and the highway law, to expand the New York State Buy American Salt Act to include rock salt or sodium chloride mined or hand harvested in Canada, and

WHEREAS, the proposed amendment will allow state and local agencies to award contracts for rock salt or sodium chloride to bidders offering products mined or hand harvested in either the United States or Canada, provided their offer is within ten (10) percent of the lowest price or best value offer, and

WHEREAS, the bill includes provisions to prevent misrepresentation of the origin of rock salt or sodium chloride, ensuring that products labeled as "Made in America" or "Made in Canada" are genuinely sourced from those countries, with penalties for intentional mislabeling, and

WHEREAS, the legislation maintains consistency with the state's obligations under applicable international agreements related to government procurement, and

WHEREAS, the inclusion of Canadian-sourced rock salt and sodium chloride will provide greater flexibility and potentially lower costs for state and local agencies in procuring these essential materials for winter road maintenance, and

March 3, 2025

WHEREAS, expanding the sourcing options to include Canada, a close economic partner and neighbor, strengthens regional supply chains and ensures a more reliable supply of rock salt and sodium chloride, and

WHEREAS, this amendment supports both domestic and North American production, promotes fair competition, and enhances the ability of New York State agencies to effectively manage winter road conditions, and

WHEREAS, the legislation addresses the potential for fraudulent labeling and ensures that the integrity of the procurement process is maintained,

NOW, THEREFORE, BE IT RESOLVED that the Board of Legislators hereby expresses its strong support for Assembly Bill A. 5890, which amends the New York State Buy American Salt Act to include rock salt or sodium chloride mined or hand harvested in Canada, and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Governor Kathy Hochul, Assemblyman Scott Gray, Senator Mark Walczyk, Assemblyman Ken Blankenbush and Senator Dan Stec.

Mr Perkins moved to adopt Resolution No. 103-2025, seconded by Mr. Lightfoot, Mr. Webster, Mr. Burke, Mr. Smithers, Ms. Curran, and Mr. Denesha, and carried by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

COMMITTEE REPORTS: There were no committee reports

EXECUTIVE SESSION:

Ms. Curran moved to go to Executive Session at 9:30p.m., to discuss litigation, personnel, and appointments, seconded by Mr. Webster, and Mr. Fay, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

CHAIR'S APPOINTMENTS: Mr. Forsythe appointed Mr. Fay to the Soil and Water Conservation District Board of Directors.

Ms. Curran moved to go to Open Session at 9:34 p.m., seconded by Mr. Smithers, and carried unanimously by a voice vote with fourteen (14) yes votes, and one (1) absent vote (Haggard).

ADJOURNMENT:

Chair Forsythe moved to adjourn the Full Board Meeting at 9:35 p.m., as there was no further business.