

CLINTON COUNTY LEGISLATIVE OFFICE

Clinton County Government Center
137 Margaret Street, Suite 208
Plattsburgh, New York 12901

MICHAEL E. ZURLO
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TELEPHONE
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May 28, 2019

Saranac River Trail Greenway
135 Margaret Street, Suite 124
Plattsburgh, NY 12901

RE: Tobacco Settlement Funding

Dear Awardee:

Please find enclosed a certified copy of Resolution #381 titled "Authorizing the County Treasurer to Appropriate and Transfer Funding from the Tobacco Reserve Fund for 2019 Projects." This Resolution was unanimously adopted by the Clinton County Legislature in Regular Session on May 22, 2019.

The decision by the Legislature results in an award of up to \$5,000 to your organization, to be paid by the County upon receipt of invoices by the Legislative Office upon the successful completion of the upgrade to the recreational trail. The funding may only be utilized to complete the project specified in your request. I understand that this award may not fully fund your request. There were simply insufficient funds to grant full award amounts to all worthy applicants. If you are unable to proceed with the project, even with this monetary award, please contact me as soon as possible.

If you are prepared to accept the award, please review and sign the enclosed grant agreement and Exhibit 1 and return to my attention.

Should you have any other questions, please feel free to contact me.

Sincerely,

Rodney L. Brown
Deputy County Administrator

RLB/jb
Enclosures

RESOLUTION #381 - 05/22/19

AUTHORIZING THE COUNTY TREASURER TO APPROPRIATE
AND TRANSFER FUNDING FROM THE TOBACCO RESERVE FUND
FOR 2019 PROJECTS – TREASURER’S OFFICE

BY: Mr. Rosenquest

WHEREAS, Resolution #723 dated October 22, 2014 established a policy for expenditure of a portion of Tobacco Settlement funding for community-related projects, with the policy amended by Resolution #286 dated April 27, 2016 and Resolution #294 dated April 26, 2017; and

WHEREAS, the aforementioned policy establishes an annual round of applications for tobacco settlement funding in April of each year; and

WHEREAS, nine applications were received by Clinton County during the April 2019 round, and all nine applications were reviewed by the Economic Development and County Operations Committee at its meeting of May 8, 2019; and

WHEREAS, as a result of their review, the Economic Development and County Operations Committee recommends that \$73,000 be awarded for the following projects:

- 1) Town of Saranac/Foundation of CVPH: \$10,000 for Recreation Trail Development
- 2) Town of Schuyler Falls/Foundation of CVPH: \$10,000 for River St. Park Development
- 3) Clinton County Historian: \$10,000 for Production of Historic Sites Map
- 4) North Country Honor Flight: \$10,000 for Honor Flight Expenses
- 5) Brigid Project, Inc.: \$5,000 for expenses associated with the Project
- 6) Saranac River Trail Greenway: \$5,000 towards trail improvement
- 7) Saranac Fire Department: \$10,000 towards purchase of a drone and accessories
- 8) Literacy Volunteers of Clinton County: \$8,000 Literacy Camp expenditures
- 9) Mooers Free Library: \$5,000 Community Park/Garden development

now, therefore,

BE IT RESOLVED, upon the recommendation of the Economic Development and County Operations Committee, at its meeting of May 8, 2019, the Clinton County Legislature hereby awards Tobacco Settlement funding to the following organizations and in the following amounts:

Town of Saranac/Foundation of CVPH

A.351100	\$10,000	
A.396000	\$10,000	
A2989084-5400		\$10,000

Town of Schuyler Falls/Foundation of CVPH

A.351100	\$10,000	
A.396000	\$10,000	
A2989084-5400		\$10,000

Clinton County Historian

A.351100	\$10,000		
A.396000	\$10,000		
A2989084-5400		\$10,000	

North Country Honor Flight

A.351100	\$10,000		
A.396000	\$10,000		
A2989084-5400		\$10,000	

Brigid Project, Inc.

A.351100	\$5,000		
A.396000	\$5,000		
A2989084-5400		\$5,000	

Saranac River Trail Greenway

A.351100	\$5,000		
A.396000	\$5,000		
A2989084-5400		\$5,000	

Saranac Fire Department

A.351100	\$10,000		
A.396000	\$10,000		
A2989084-5400		\$10,000	

Literacy Volunteers of Clinton County

A.351100	\$8,000		
A.396000	\$8,000		
A2989084-5400		\$8,000	

Mooers Free Library

A.351100	\$5,000		
A.396000	\$5,000		
A2989084-5400		\$5,000	

BE IT FURTHER RESOLVED, the Chairperson is authorized to execute all necessary documents.

SECONDED BY: Mr. Conroy
ADOPTED

“Yes”	9
“No”	0
Absent	1 (Mr. Peryea)

RESOLUTION #381 - 05/22/19

STATE OF NEW YORK)
COUNTY OF CLINTON) SS:
LEGISLATIVE CHAMBERS)

I HEREBY CERTIFY, that the foregoing is a true copy of a resolution acted upon by the County Legislature in Regular Session on May 22, 2019.

A quorum being present, and a majority voting therefor.


Michael E. Zurlo
Clerk of the Legislature

(SEAL)

Agreement for the Award of Monies from the Tobacco Settlement Fund

THIS AGREEMENT, entered into on _____, by and between the County of Clinton, a municipal corporation of New York (hereinafter referred to as "COUNTY"), having its principal office at 137 Margaret Street, Suite 208, Plattsburgh, NY 12901, and the Saranac River Trail Greenway, Inc. (hereinafter referred to as "GRANTEE"), having its principal office located at 135 Margaret Street –Suite 124, Plattsburgh, NY 12901.

WITNESSETH THAT:

WHEREAS, COUNTY has received funding from Tobacco Settlement proceedings, and has agreed to expend a portion of the funds received for community improvement projects within Clinton County that provide a public benefit; and

WHEREAS, by Resolution No. 294 of the Clinton County Legislature , duly adopted on April 26, 2017, Clinton County set forth a policy to award funding from the Tobacco Settlement Fund to worthy projects that provide a public benefit; and

WHEREAS, by Resolution No. 381 of the Clinton County Legislature, duly adopted on May 22, 2019, Clinton County awarded the amount of \$5,000 to the Saranac River Trail Greenway, Inc. for the purpose of trail improvement.

NOW, THEREFORE, it is mutually agreed by and between the parties hereto as follows:

1. COUNTY will pay to GRANTEE the sum of ten thousand dollars (\$5,000) for the purposes outlined in SECTION TWO below.
2. GRANTEE shall utilize the funding provided by COUNTY under this Agreement for the following specific purpose: trail improvement.
3. The terms of the payment of these funds by COUNTY to GRANTEE shall include the following:
 - A) GRANTEE shall only be paid for the purpose(s) described in SECTION TWO above.
 - B) GRANTEE shall furnish the COUNTY with an invoice(s) detailing the expenditures incurred to further the purpose specified in SECTION TWO above.

- C) COUNTY shall pay to GRANTEE all eligible expenses incurred, not to exceed the sum of \$5,000.
 - D) GRANTEE must incur the expenses for the purpose specified in SECTION TWO on or before December 31, 2020, otherwise the COUNTY reserves the right to rescind this award in its entirety, or the portion of the award that remains unexpended by that date.
4. GRANTEE shall, at all times, indemnify and save harmless COUNTY from and against all claims and demands whatsoever, including costs, litigation expenses, counsel fees and liabilities in connection therewith arising out of injury to or death of any person whatsoever or damage to any property of any kind by whomever, owned, caused in whole or in part, directly or indirectly, by the acts or omissions of the GRANTEE, or any person employed by said GRANTEE, its contractors, subcontractors, or any person directly or indirectly employed by them, while engaged in the performance of the work to be performed by GRANTEE, or any activity associated therewith or relative thereto.
 5. The GRANTEE shall not assign or transfer this Agreement or interest herein without first receiving written approval from COUNTY.
 6. Changes in this Agreement shall be permitted only upon written approval by both COUNTY and GRANTEE.
 7. GRANTEE shall comply with all applicable federal, state and municipal laws, ordinances and regulations.
 8. GRANTEE shall cause to be executed the Memorandum attached as EXHIBIT 1, in compliance with New York County Law Section 224, and shall submit the signed document to the Clinton County Legislative office at 137 Margaret Street, Suite 208, Plattsburgh, NY 12901.

IN WITNESS WHEREOF, this Agreement has been approved and the parties have executed the Agreement as follows:

 Saranac River Trail Greenway, Inc. Date

 County of Clinton Date
 Chairperson, Clinton County Legislature

Exhibit 1

MEMORANDUM RECEIPT

To: Clinton County Treasurer

From: Saranac River Trail Greenway, Inc.

Date:

The Saranac River Trail Greenway, Inc. hereby agrees to comply with the terms of the resolution approved by the Clinton County Legislature and the terms of the Agreement signed by the parties for receipt of Tobacco Settlement funding by the Saranac River Trail Greenway, Inc.

Disbursing Officer of the Saranac River Trail Greenway, Inc.

Date: _____

Principal Officer of the Saranac River Trail Greenway, Inc.

Date: _____

Note: The Disbursing Officer and Principal Officer may be the same individual.