

Resolution No. 170

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING APPLICATION FOR
AND ACCEPTANCE OF GRANT FUNDS**

The following resolution was offered by Supervisor Jackson, who moved its adoption.

Upon the recommendation of the committees indicated, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the following:

1. From the Human Services Committee:

(a) For the Office for the Aging, accept a \$50,000.00 grant from SPAP (State Pharmaceutical Assistance Program).

This resolution was duly seconded by Supervisor Glebus, and adopted upon a roll-call vote as follows:

AYES: 2943 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 171

July 5, 2005
Regular Board Meeting

RESOLUTION AMENDING THE 2005 ESSEX COUNTY BUDGET

The following resolution was offered by Supervisor Both, who moved its adoption.

Upon the recommendation of the various committees indicated below, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2005 Essex County Budget as follows:

1. From the Human Services Committee:

(a) For the Office for the Aging, increase revenues (6772 4377261 - Aging SPAP)

and appropriations as follows in the total amount of \$50,000.00 from a SPAP grant:

<u>Account No.</u>	<u>Account Description</u>	<u>From</u>	<u>To</u>
67721 5110	Salaries and Wages - Regular	\$ 251,599.00	\$ 254,786.00
67721 5130	Salaries and Wages - Part Time	0.00	1,602.00
67728 5810	Retirement	27,485.00	27,997.00
67728 5820	FICA	19,681.00	20,047.00
67728 5840	NYS Disability	573.00	590.00
67722 5220	Office Equipment	0.00	5,488.00
67722 5230	Auto Equipment	34,000.00	45,028.00
67724 5400INV	Inventory	21,867.00	25,167.00
67724 5400LIC	Licenses	5,103.00	6,603.00
67724 5410	Office Supplies	7,205.00	9,205.00
67724 5415	Electric	2,000.00	2,500.00
67724 5418	Fuel/Oil	1,500.00	2,500.00
67724 5420	Printing	800.00	1,800.00
67724 5423	Telephone	3,000.00	4,000.00
67724 5424	Postage	3,000.00	4,000.00
67724 5441	Auto Supplies	3,000.00	3,500.00
67724 5422	Equipment Repair	2,000.00	2,500.00
67724 5436	Advertising	250.00	2,750.00
67724 5451	Training/Conventions	2,000.00	3,500.00
67724 5481	Miscellaneous Other	3,000.00	13,000.00
67724 5442	Auto Gas	2,000.00	2,500.00
67724 5443	Travel Reimbursement	800.00	1,800.00

(b) For the Office for the Aging, increase revenues (6772 4377230 - Aging SNAP) and appropriations as follows in the total amount of \$7,432.00 from a SNAP grant:

<u>Account No.</u>	<u>Account Description</u>	<u>From</u>	<u>To</u>
67721 5130	Salaries and Wages - Part Time	1,602.00	3,204.00
67728 5810	Retirement	27,997.00	28,168.00
67728 5820	FICA	20,047.00	20,170.00
67728 5840	NYS Disability	590.00	594.00
67724 5400INV	Inventory	25,167.00	30,699.00

(c) For the Office for the Aging, increase revenues (6772 4377240 - Aging EISEP) and appropriations (67724 5446ESP - EISEP Services) in the total amount of \$37,237.00 from additional funding for EISEP.

(d) For the Office for the Aging, increase revenues (6772 4477290 - Aging HIICAP) and appropriations as follows in the total amount of \$6,000.00 from additional funding for HIICAP:

<u>Account No.</u>	<u>Account Description</u>	<u>From</u>	<u>To</u>
67721 5110	Salaries and Wages - Full Time	\$ 254,786.00	\$ 256,883.00
67721 5130	Salaries and Wages - Part Time	3,204.00	4,806.00
67728 5810	Retirement	28,168.00	28,564.00
67728 5820	FICA	20,170.00	20,453.00
67728 5840	NYS Disability	594.00	604.00
67724 5410	Office Supplies	9,205.00	10,205.00
67724 5423	Telephone	4,000.00	4,612.00

2. From the Ways and Means Committee:

(a) For the Public Health Department, increase revenues (4010 44401666 - HIV Education) and appropriations (40104 5486 - Educational Materials) in the amount of \$3,000 from additional funding.

3. From the Regular Board Meeting:

(a) For the Department of Social Services (Dept. 6010), increase revenues (44670 - Fed Aid Admin.) and appropriations (6070400 5400CST3 – Community Solutions for Transportation III) in the total amount of \$87,760.00 from a State grant.

This resolution was duly seconded by Supervisor Merrihew, and adopted upon a roll-call vote as follows:

AYES: **2843 votes**
NOES: **0 votes**
ABSENT: **0 votes**

Resolution No. 172

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING THE WRITE-OFF OF BAD
DEBTS IN THE MENTAL HEALTH DEPARTMENT**

The following resolution was offered by Supervisor Seney, who moved its adoption.

Upon the recommendation of the Human Services Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Mental Health Department to write-off uncollectible bad debts in the amount of \$4,884.00 from 2001-2004.

This resolution was duly seconded by Supervisor Glebus, and adopted upon a roll-call vote as follows:

AYES: **2843 votes**
NOES: **0 votes**
ABSENT: **0 votes**

Resolution No. 173

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING APPOINTMENTS AND
CHANGES TO POSITIONS IN COUNTY SERVICE**

The following resolution was offered by Supervisor Jackson, who moved its adoption.

Upon the recommendation of the various committees indicated below, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and approves the following, all to be performed in compliance with, as and if applicable, the Essex County Civil Service Rules and Regulations, and/or the current CSEA contract and/or the Essex County Personnel Policy Manual:

1. From the Human Services Committee:

(a) Appointing Marcy Lee of the Public Health Department as the Early Intervention Official.

This resolution was duly seconded by Supervisor Ashline, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 174

July 5, 2005
Regular Board Meeting

**RESOLUTION ACCEPTING, ADOPTING AND PLACING ON FILE
POLICIES, PLANS, PROCEDURES AND ANNUAL REPORTS**

The following resolution was offered by Supervisor Ashworth, who moved its adoption.

Upon the recommendation of the respective committees indicated below, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby accepts and places on file the following:

1. From the Human Services Committee:

(a) The Essex County Public Health Nursing Service 2004 Agency Evaluation.

2. From the Personnel/Administration Committee:

(a) The Essex County HIPAA Security Policy filed with the Clerk of the Board on May 18, 2005.

This resolution was duly seconded by Supervisor Moses and Dedrick, and adopted.

Resolution No. 175

**July 5, 2005
Regular Board Meeting**

RESOLUTION AUTHORIZING CONTRACTS

The following resolution was offered by Supervisor Morency, who moved its adoption.

Upon the recommendation of the respective committees, with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the appropriate County official to enter into and execute the following:

1. From the DPW Committee:

(a) For the Department of Public Works, a contract with Tracy Trombly Construction Company for concrete step repair at the County Buildings at a price of \$16,300.00 from budgeted funds.

2. From the Personnel/Administration Committee:

(a) For the Personnel Department, a contract with Milliman Group to provide actuarial services for Medicaid Part D reimbursement, at a cost not to exceed \$5,000 from budgeted funds.

3. From the Regular Board Meeting:

(a) For the Board of Elections, extend the contract with Fort Orange Press for election supplies through December 31, 2005.

This resolution was duly seconded by Supervisor Merrihew, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes

ABSENT: 0 votes

Resolution No. 176

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING THE EMPIRE ZONE TO SEEK STATE APPROVAL FOR
NEW ZONE LOCATIONS IN ESSEX COUNTY**

The following resolution was offered by Supervisor Moses, who moved its adoption.

Upon the recommendation of the Economic Development/Planning/Publicity Committee, with the approval of the Ways & Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, the Empire Zone has recommended six new locations in the Towns of Chesterfield, Moriah, North Hudson, Jay, Schroon Lake and Wilmington be included in the Empire Zone Program.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the Empire Zone to seek New York State approval for said new zone locations in Essex County.

This resolution was duly seconded by Supervisor Kelly, and adopted with Supervisors Dedrick, Ashline and Morency being opposed and Supervisor Both having abstained.

Resolution No. 177

July 5, 2005
Regular Board Meeting

**RESOLUTION APPROPRIATING THE SUM OF \$33,965.68 FROM THE 2005
UNAPPROPRIATED AND UNRESERVED FUND BALANCE FOR TRANSFER TO THE 2005
ESSEX COUNTY BUDGET TO RESTORE STATE TRANSPORTATION OPERATING
ASSISTANCE FUNDS FOR THE CHAMP SYSTEM, AND AMENDING THE 2005 BUDGET
ACCORDINGLY**

The following resolution was offered by Supervisor Seney, who moved its adoption.

Upon the recommendation of the Economic Development/Planning/Publicity Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes an advance in the amount of \$29,164.30 for STOA funds received in 2004; and

BE IT FURTHER RESOLVED that this Board hereby appropriates the sum of \$33,965.68 from the 2005 unappropriated and unreserved fund balance (Account No. 3909) to restore State Transportation Operating Assistance (STOA) funds for the Champ System; and

BE IT FURTHER RESOLVED that the sum so appropriated be transferred to the transfers the same to the 2005 Planning Department Budget (Dept. 5630) as follows, with the 2005 Essex County Budget being amended accordingly:

<u>APPROPRIATIONS</u>		<u>New</u>	<u>Adopted</u>	<u>New Account</u>
<u>Account #</u>	<u>Account Name</u>	<u>Amount</u>	<u>Balance</u>	<u>Balance</u>
56304 5487KEEN	Town of Keene	\$ 285.84	\$ 3,134.00	\$ 3,419.84
56304 5487LPV	Lake Placid Village	18,192.96	0.00	18,192.96
56304 5487ORDA	ORDA	146.47	29,300.00	29,446.47
56304 5442	Repairs	15,340.41	6,800.00	22,140.41

This resolution was duly seconded by Supervisor Both, and adopted upon a roll-call vote as follows:

AYES: 2737 votes
NOES: 106 votes (Morency)
ABSENT: 0 votes

Resolution No. 178

July 5, 2005
Regular Board Meeting

**RESOLUTION APPROPRIATING FUNDS FROM THE CONTINGENT ACCOUNT FOR
TRANSFER TO THE 2005 ESSEX COUNTY BUDGET,
AND AMENDING THE BUDGET ACCORDINGLY**

The following resolution was offered by Supervisor Kelly, who moved its adoption.

Upon the recommendation of the following committees, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby appropriates the following sums from the contingent account (Account No. 19904-5487) for transfer to the 2005 Essex County Budget as follows, and the 2005 Budget is hereby amended accordingly:

1. From the Economic Development/Planning/Publicity Committee:

(a) The sum of \$30,000 for the Essex County Historical Center Museum (7510487 5487 - Miscellaneous Expenses) for accessibility improvements.

2. From the Finance/Tax Reduction/Mandate Relief Committee:

(a) The sum of \$31,852.00 for transfer to the Emergency Services Department Budget (36402 5230) to bid and purchase a new vehicle and the transfer of vehicle equipment.

This resolution was duly seconded by Supervisor Both, and adopted upon a roll-call vote as follows:

AYES: 2737 votes
NOES: 106 votes (Merrihew)
ABSENT: 0 votes



BUDGET IMPACT STATEMENT

Contingent Account Balance as of 07/05/05: \$ 393,058.00

Reduction Impact of this resolution: \$ 61,852.00

FY2005 Contingent Account Balance: \$ 331,206.00

Resolution No. 179

**July 5, 2005
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$1,500,000
AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE COUNTY OF
ESSEX, STATE OF NEW YORK, PURSUANT TO THE
LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE
ACQUISITION AND RECONSTRUCTION OF HIGHWAY
IMPROVEMENTS IN AND FOR THE COUNTY**

The following resolution was offered by Supervisor Morency, who moved its adoption.

Upon the recommendation of the Finance Committee, with the approval of the Ways & Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, a local state of emergency was proclaimed and declared to exist in Essex County effective as of 6:30 p.m. on June 9, 2005, as a result of torrential rains and lightning causing widespread flooding and the resultant destruction of roads and bridges, which state of emergency was extended due to reoccurrence of the precipitation conditions and further damage and destruction to roads and bridges; and

WHEREAS, the Board of Supervisors of Essex County (the "County"), located in the State of New York, hereby determines that it is in the public interest of the County to authorize the financing of the costs of the acquisition and reconstruction of highway improvements in and for the County, including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$1,500,000, pursuant to the Local Finance Law, and

WHEREAS, the Board of Supervisors of the County has not taken any action or adopted any local law which would require the effectiveness of this bond resolution to be subjected to a permissive or mandatory referendum.

NOW, THEREFORE, BE IT RESOLVED by the Essex County Board of Supervisors as follows:

Section 1. There is hereby authorized to be issued serial bonds of the County, in the aggregate principal amount not to exceed \$1,500,000, pursuant to the Local Finance Law, in order to finance the costs of the acquisition and reconstruction of highway improvements in and for the County, including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary therefor and any preliminary and incidental costs related thereto (the "Project").

Section 2. The Board of Supervisors of the County has ascertained and hereby states that (a) the estimated maximum cost of the Project is not to exceed \$1,500,000, (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project, (c) the Board of Supervisors of the County plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or bond

anticipation notes issued in anticipation of the issuance of such serial bonds, except to the extent of Federal or State aid received by the County which shall reduce the principal amount of the serial bonds or bond anticipation notes issued in anticipation of the issuance of such serial bonds, authorized herein *pro tanto*, (d) the maturity of the obligations authorized herein will be in excess of five (5) years, and (e) on or before the expenditure of moneys to pay for the Project, for which proceeds of any obligations are to be applied to reimburse the County, the Board of Supervisors of the County took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is of a class of object or purpose described in subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law and that the period of probably usefulness of the Project is fifteen (15) years. The serial bonds authorized herein shall have a maximum maturity of the fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds, or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds, and bond anticipation notes issued in anticipation of the issuance of such serial bonds, including the renewal thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the County Treasurer, as chief fiscal officer of the County. The County Treasurer is hereby authorized to execute, by manual or facsimile signature, on behalf of the County, all serial bonds issued pursuant to this bond resolution and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the County Clerk is hereby authorized to impress the seal (or to have imprinted a facsimile thereto) of the County to or on all such serial bonds and all such bond anticipation notes, and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds, shall be authenticated by the manual or facsimile signature of the County Treasurer. In the absence of the County Treasurer, the Deputy County Treasurer is hereby authorized to exercise the powers delegated to the County Treasurer by this bond resolution.

Section 5. When this bond resolution takes effect, the Clerk of the Board of Supervisors shall cause the same to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Press Republican, the Times of Ti, The Post Star and the Adirondack Enterprise, newspapers having a general circulation in the County. The validity of such serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the County is not authorized to expend money, or the provisions of law, which should have been complied with as of the date of the publication of this bond resolution, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State of New York.

Section 6. The faith and credit of the County are hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 7. The County intends to issue the obligations authorized by this bond resolution to finance the costs of the Project. The County covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations, or any other funds of the County, and will not make any use of the Project which would cause the interest on such obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code") (except for the federal alternative

minimum tax imposed on corporations by Section 55 of the Code), or subject the County to any penalties under Section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by Section 55 of the Code), or subject the County to any penalties under Section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of such serial bonds or any other provisions hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of the serial bonds authorized herein, and of any bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be applied to reimburse expenditures or commitments made in connection with the Project on or after a date which is not more than sixty (60) days prior to the adoption date of this bond resolution and the County may expend general funds or other available moneys for the Project which shall be reimbursed from the proceeds of such obligations.

Section 8. Prior to the issuance of the obligations authorized herein, the Board of Supervisors of the County shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, the regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the "environmental compliance proceedings"). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Supervisors of the County covenants that it will re-adopt, amend or modify this bond resolution prior to the issuance of such obligations authorized herein upon the advice of bond counsel. It is hereby and has been determined by the Board of Supervisors of the County that the Project will not have significant impact or effect on the environment.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, or bond anticipation notes issued in anticipation of the issuance of such serial bonds, the County agrees, in accordance with, and as an obligated person with respect to the obligations under, Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the County's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the County Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the County, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the County Clerk, which shall constitute the continuing disclosure agreement made by the County for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the County and that are approved by the County Treasurer on behalf of the County, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the County's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet the costs the County would be required to incur to perform thereunder. The County Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the County with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the County Treasurer shall consult with, as appropriate, the County Attorney and bond counsel or other qualified independent special counsel to the County and shall be entitled to rely upon any legal advice provided by the County Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution shall take effect immediately upon its adoption by the Board of

Supervisors of the County.

This resolution was duly seconded by Supervisor Dobie, and adopted upon a **two-thirds** roll-call vote as follows:

AYES: 3916 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 180

July 5, 2005
Regular Board Meeting

**RESOLUTION CANCELLING INTEREST, PENALTIES AND/OR OTHER CHARGES
PURSUANT TO REAL PROPERTY TAX LAW SECTION 1182**

The following resolution was offered by Supervisor Morrow, who moved it adoption.

Upon the recommendation of the Committees indicated below, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, the Essex County Treasurer has recommended that certain interest, penalties and other charges be cancelled pursuant to Real Property Tax Law §1182 relative to certain parcels of real property in Essex County, pending the amounts still due and owing are paid to the Essex County Treasurer by 7/31/05 as follows:

<u>Assessed Owner</u>	<u>Town</u>	<u>Tax Map Number</u>	<u>Account No.</u>	<u>Amt. Cnc</u>
Florence Hughes	North Elba	42.004-3-24.000	675J112208	\$150.00
Florence Hughes	North Elba	42.004-3-23.000	675J112209	\$150.00
Kimberly D. Rock	Chesterfield	4.54-1-1.000	571A100103	\$ 71.67
Christopher Ahrent	Willsboro	40.1-2-11.000	735J106107	\$ 150.00
Kathy Tuthill	Crown Point	128.1-4-19.000	585K175001	\$ 35.38

This resolution was duly seconded by Supervisor Seney, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 181

July 5, 2005
Regular Board Meeting

RESOLUTION OF APPRECIATION TO

WILLIAM B. JOHNSTON

**FOR EXEMPLARY AND DISTINGUISHED SERVICE
TO THE PEOPLE OF ESSEX COUNTY**

The following resolution was offered by Supervisor Connell, who moved its adoption.

Upon the recommendation of the Human Services Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, William B. Johnston has served the People of Essex County with distinction, excellence, dedication and integrity for more than 32 years; and

WHEREAS, Bill Johnston started as a County employee in September of 1974 as a County Planner in the Department of Community Development and Planning; and

WHEREAS, Bill Johnston's unparalleled experience, hard work and exemplary job performance has been and is recognized by the Board of Supervisors; and

WHEREAS, Bill Johnston has commendably, competently and ably served as the Director of Community Development and Planning since January of 1978, exhibiting remarkable leadership as well as dedication and commitment to the People of Essex County; and

WHEREAS, Bill Johnston has made a significant and enduring positive difference in the administration and functioning of County government for which the People of Essex County and this Board of Supervisors are extremely grateful and appreciative; and

WHEREAS, Bill Johnston has decided to retire from Essex County Government service.

BE IT RESOLVED that the Essex County Board of Supervisors hereby extends its

deep and abiding appreciation to Bill Johnston for his many illustrious years of committed, dedicated, and exemplary service to the People of Essex County, as well as express their most sincere best wishes for a long and enjoyable retirement; and

BE IT FURTHER RESOLVED that the Clerk of this Board be and she hereby is authorized and directed to spread this resolution upon the minutes of this Board and to furnish a suitably embossed replica of this resolution to William Johnston.

This resolution was unanimously seconded and adopted.

Resolution No. 182

July 5, 2005
Regular Board Meeting

**RESOLUTION AMENDING RESOLUTION NO. 4 OF 2005
ADOPTING AN INVESTMENT POLICY AND
DESIGNATING DEPOSITORIES FOR COUNTY FUNDS TO
REFLECT BANK NAME CHANGES**

The following resolution was offered by Supervisor Moses, who moved its adoption.

Upon the recommendation of the Finance/Tax Reduction/Mandate Relief Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends paragraphs 3 and 5 of Section 8 of the County Investment Policy (Resolution No. 4 of 2005) so as to change the name of Charter One Bank to Citizens Bank, and Evergreen Bank to Bank North.

This resolution was duly seconded by Supervisor Glebus, and adopted.

Resolution No. 183

July 5, 2005
Regular Board Meeting

RESOLUTION OF CONDOLENCE TO THE FAMILY OF

RONALD B. STAFFORD

The following resolution was offered by Supervisor Scozzafava, who moved its adoption.

Upon the recommendation and approval of the Ways & Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, Ronald B. Stafford served the People of the State of New York as a New York State Senator from 1969 until his retirement in 2002; and

WHEREAS, Ronald B. Stafford earned a record of distinguished and exemplary public service and accomplishments which will never be equaled or surpassed; and

WHEREAS, Ronald B. Stafford was a great friend and benefactor of the People of Essex County, being always there to represent and protect the interests of the residents of Essex County, his district and the State of New York; and

WHEREAS, it is impossible to do justice to the legacy of Ronald B. Stafford through the recitation of his many important contributions to, and accomplishments for, the People of the State of New York as those contributions and accomplishments are too innumerable to mention; and

WHEREAS, it is the sense of this Board that it cannot add to the many deserving accolades expressed by others for Ronald B. Stafford except to say that he made unparalleled significant and lasting contributions to the betterment of the People of the State of New York and Essex County.

BE IT RESOLVED that the Essex County Board of Supervisors hereby expresses its profound condolences to the family of Ronald B. Stafford; and

BE IT FURTHER RESOLVED that the Clerk of this Board be and she hereby is authorized and directed to spread this resolution upon the minutes of this Board and to furnish a suitably embossed replica of this resolution to the family of Ronald B. Stafford.

This resolution was unanimously seconded and adopted.

Resolution No. 184

July 5, 2005
Regular Board Meeting

**RESOLUTION OF APPRECIATION TO
JAMES KING**

The following resolution was offered by Supervisor Morrow, who moved its adoption.

Upon the recommendation and approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, *James King has served the People of Clinton County with distinction, excellence, dedication and integrity for many years as their Emergency Preparedness Director; and*

WHEREAS, *James King has made a significant and positive difference in the administration and functioning of County government; and*

WHEREAS, *James King has decided to retire from Clinton County Government service.*

BE IT RESOLVED *that the Essex County Board of Supervisors hereby extend its deep appreciation to James King for his many illustrious years of committed, dedicated, and exemplary service to the People of Clinton County, as well as express their most sincere best wishes for a long and enjoyable retirement; and*

BE IT FURTHER RESOLVED *that the Clerk of this Board be and she hereby is authorized and directed to spread this resolution upon the minutes of this Board and to furnish a suitably embossed replica of this resolution to James King.*

This resolution was unanimously seconded and adopted.

Resolution No. 185

July 5, 2005
Regular Board Meeting

**RESOLUTION APPEALING TO THE NEW YORK STATE
LEGISLATURE TO DESIGN AND IMPLEMENT A NEW METHOD
FOR FUNDING PUBLIC EDUCATION**

The following resolution was offered by Supervisor Merrihew, who moved its adoption.

Upon the recommendation of the Finance/Tax Reduction/Mandate Relief Committee, with the approval of the Ways & Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, *the increasing cost of government services has led to unprecedented increases in the local property tax throughout our region; and*

WHEREAS, *these tax increases are having a profound effect on homeowners at nearly all income levels; and*

WHEREAS, *many homeowners, especially those on fixed incomes, are having to sell homes they or their families have occupied for generations; and*

WHEREAS *the escalation in property values and resultant levels of taxation have priced home ownership out of the reach of many working people in this region, forcing them to move elsewhere and seriously affecting our economy; and*

WHEREAS *the local cost of public education on average comprises over half of the average property tax burden throughout our state; and*

WHEREAS *the continued reliance on property taxes to fund public education threatens not only the financial well being of homeowners and our economic future but also the quality of education throughout our region and state; and*

WHEREAS *the use of local property taxes is in any event an irrational method of funding education and inevitably leads to serious inequities in funding available to individual districts as well as in the tax burden from district to district.*

NOW, THEREFORE, *the Essex County Board of Supervisors urgently appeals to our State officials to design and implement a new method of funding public education, including the following suggested actions:*

1) *As advocated by our Assemblywoman, Teresa Sayward, develop legislation that would provide for a gradual transition to state funding of education to eliminate the irrational reliance on property values as a criterion for school budget decisions. This is in the best interests of the schools as well as the taxpayers.*

2) *As an interim measure, revise state aid formulas to increase the weight given to income as opposed to property values - as the benchmark for a district's perceived "ability to pay".*

3) *Refrain from imposing state mandated requirements upon school systems without corresponding funding.*

4) *Adjust the formulas on revenues earmarked as aid to education from state lottery and other future gaming activities so that the annual percentage is substantially increased from current levels.*

5) *Maintain the enhanced STAR exemption for our neediest citizens but also increase the STAR exemption (or other property tax relief measures such as the circuit breaker) for senior citizens at all but the highest income levels.*

6) *Recapture lost tax revenue from the above actions through more broadly based, statewide taxes.*

BE IT FURTHER RESOLVED that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to: Governor George E. Pataki; Senate Majority Leader Joseph L. Bruno; Senator Elizabeth O'C. Little; Senate Minority Leader David A. Paterson; Assembly Speaker Sheldon Silver; Assembly Minority Leader Charles H. Nesbitt; and Assembly Members Teresa R. Sayward and Chris Ortloff.

This resolution was duly seconded by Supervisor Morency, and adopted.

**RESOLUTION RECOGNIZING AND CONGRATULATING
GEORGE H. CANON
FOR BEING APPOINTED TO SERVE ON THE NYSAC
LEGISLATIVE COMMITTEE**

The following resolution was offered by Supervisor Dobie, who moved its adoption.

Upon the recommendation and approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, George Canon has been selected by NYSAC President Rocco J. DiVeronica from many qualified county officials to serve on the NYSAC Legislative Committee.

BE IT RESOLVED that the Essex County Board of Supervisors hereby extends its congratulations to George Canon and recognizes his willingness to dedicate time and effort for the benefit of all Counties through his service on the NYSAC Legislative Committee.

This resolution was unanimously seconded and adopted.

Resolution No. 187

July 5, 2005
Regular Board Meeting

RESOLUTION APPROVING THE ALTERNATIVES TO INCARCERATION PLAN RECOMMENDED BY THE ESSEX COUNTY ATI ADVISORY BOARD, AND AUTHORIZING SUBMISSION OF AN APPLICATION TO NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR APPROVAL OF THE ATI PLAN AND FOR ALTERNATIVES TO INCARCERATION CLASSIFICATION FUNDING

The following resolution was offered by Supervisor Merrihew, who moved its adoption.

Upon the recommendation and approval of the Ways & Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby approves the Alternatives to Incarceration plan recommended by the Essex County ATI Advisory Board, and does further authorize the submission of an application to the New York State Division of Probation and Correctional Alternatives for Alternatives to Incarceration classification funding.

This resolution was duly seconded by Supervisor Kelly, and adopted.

Resolution No. 188

July 5, 2005
Regular Board Meeting

**RESOLUTION AMENDING SECTION 8.03 (I) OF THE ESSEX COUNTY
POLICY MANUAL REGARDING VACATION TIME**

The following resolution was offered by Supervisor Moses, who moved its adoption.

Upon the recommendation and approval of the Ways & Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends §8.03, paragraph I, of the Essex County Policy Manual to provide for the voluntary buy back of vacation time if an employee returns to county service within a thirty day period, with said provision to read and provide as follows:

- “1. If an employee leaves the service of the County, either by voluntary resignation, retirement or in the event of death, said employee shall be entitled to receive a cash payment for any accrued vacation time provided that under no circumstances shall said time exceed thirty (30) days. In the event that an employee leaves service and receives payment for accrued vacation, but returns to County service within thirty (30) days, the employee may buy back his/her vacation time by repaying the amount received; otherwise the employee shall not be entitled to accrue or use any vacation time for the remainder of the year.”

This resolution was duly seconded by Supervisor Morrow, and adopted.

Resolution No. 189

July 5, 2005
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
CHARLES ASHTON (CHARLIE) GOFF**

The following resolution was offered by Supervisor Jackson, who moved its adoption.

WHEREAS, Charlie Goff was a lifelong resident of the Town of Essex and a member of the Fire Department for almost fifty years; and

WHEREAS, Charlie Goff was a well respected businessman who provided good jobs for many workers at Essex Box and Pallet; and

WHEREAS, Charlie Goff worked tirelessly for the Fire Department and filled many offices over the years including Assistant Chief for several years until his untimely death; and

WHEREAS, Charlie Goff was a faithful ambulance driver whenever needed, night or day; and

WHEREAS, Charlie Goff was the best friend that the Senior Center, and our Senior Citizens, ever had who has set a new standard for the definition of a good neighbor; and

WHEREAS, Charlie Goff was a lifelong member and dedicated worker for the Essex Community Church; and

WHEREAS, Charlie Goff would always stand up for and help the elderly, weak or infirm and would help anyone in need, no matter what the need, no matter what the cost in time, effort or money; and

WHEREAS, Charlie Goff was a loving husband, brother, father, grandfather, neighbor and friend to all, who will be sorely missed but never forgotten.

BE IT RESOLVED that the Essex County Board of Supervisors hereby express and extend their deepest sympathy and condolences to the family of Charlie Goff; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this Board of Supervisors, with a suitably embossed copy thereof to be forwarded to the family of Charlie Goff.

This resolution was unanimously seconded and adopted.

Resolution No. 190

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING SETTLEMENT OF THE RETIREMENT BENEFITS
CLAIM OF DONNA GARRISON**

The following resolution was offered by Supervisor Morrow, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, in 1998 it was represented to Donna Garrison that if she delayed her retirement for another year and remained employed at the Horace Nye Home she would receive the same retirement benefits as certain other managerial/confidential County employees who were then retired and/or had recently retired, and she relied on such representation and delayed her retirement.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes settlement of the retirement benefits claim of Donna Garrison at a cost to the County of \$17,000.00 to be paid from the uninsured judgments and claims account (Acct No. 19104 5476) so as to provide her with the same retirement benefits as said other County employees who retired in or before 1998, upon the County's receipt of an appropriate general release and stipulation of discontinuance on the merits which shall be filed with the County Clerk.

This resolution was duly seconded by Supervisor Merrihew, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 191

July 5, 2005
Regular Board Meeting

**RESOLUTION APPROVING THE 2005-2006 NORTH COUNTRY COMMUNITY
COLLEGE OPERATING BUDGET IN THE AMOUNT OF \$9,655,970 AND
AUTHORIZING THE APPROPRIATION OF \$1,022,274 THEREFOR AS ESSEX
COUNTY'S SPONSOR
SHARE IN THE 2006 ESSEX COUNTY BUDGET**

The following resolution was offered by Supervisor Seney, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, North Country Community College filed its tentative operating budget for the 2005-2006 year with the Clerk of this Board containing a total expenditure of \$9,655,970.00, with Essex County's sponsor share being \$1,022,274.00; and

WHEREAS, this Board of Supervisors, pursuant to due notice, conducted public hearings on the tentative operating budget; and

WHEREAS, Franklin County, the co-sponsor of the College, has approved the tentative budget and sponsor share.

BE IT RESOLVED that the Essex County Board of Supervisors, after due consideration and based upon similar approval by Franklin County, hereby approves the 2005-2006 North Country Community College Operating budget in the total amount of \$9,655,970.00 and authorizes the appropriation of \$1,022,274.00 in the 2006 Essex County budget as Essex County's share of the sponsor-paid portion of such budget to be allocated therein.

This resolution was duly seconded by Supervisors Morency and Dedrick, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 192

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING DONATION OF THE ABANDONED
STEAM-OPERATED SAWMILL TO THE ADIRONDACK MUSEUM IN
BLUE MOUNTAIN LAKE**

The following resolution was offered by Supervisor Glebus, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, in an abandoned steam-operated sawmill has been found on the site of the new Jail & Public Safety Facility, and the Adirondack Museum in Blue Mountain Lake has requested that the same be donated to its collection of Adirondack artifacts.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes donation of the steam-operated sawmill to the Adirondack Museum in Blue Mountain Lake.

This resolution was duly seconded by Supervisor Ashworth, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 193

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE JURISDICTION
OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION RELATIVE
TO CERTAIN REAL PROPERTY IN THE TOWN OF WESTPORT, AND
AUTHORIZING THE ABANDONMENT AND CONVEYANCE OF THE COUNTY'S
INTEREST IN SAID PROPERTY TO THE ADIRONDACK VETERINARY
HOSPITAL, INC.**

The following resolution was offered by Supervisor Connell, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, the Adirondack Veterinary Hospital, Inc., (AVH) owns certain real property located on the south side of New York State Route 9N (and easterly of the intersection Goff Road) said property being designated as Tax Map No. 65.02-1-12.200; and

WHEREAS, certain adjacent property is owned by Essex County, consisting of approximately 4538± square feet of land and is subject to the maintenance jurisdiction of the New York State Department of Transportation (DOT); and

WHEREAS, the DOT and the AVH have reached agreement for the conveyance by the DOT to AVH of certain State land, and the AVH desires to acquire from the County the said 4538± square feet of land; and

WHEREAS, in order for the County to convey the property to AVH it must release DOT from its maintenance jurisdiction responsibilities, subject to the approval of the Commissioner of Transportation; and

WHEREAS, the 4538± square feet of land in question is not used or needed for County highway purposes and should be conveyed to AVH by quit claim deed.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the release of maintenance jurisdiction of the New York State DOT relative to the 4538± square foot parcel of land, and requests that the Commissioner of Transportation approve the same; and

BE IT FURTHER RESOLVED that upon approval of the Commissioner of Transportation of the release of maintenance jurisdiction, the Chairman of this Board be and he hereby is authorized and directed to (1) sign the conveyance mylar map prepared and sent to the County by DOT in connection with the release of maintenance jurisdiction, which said map will then be filed in the Office of the New York State Department of Transportation, and (2) execute and deliver a quit claim deed to AVH conveying the said 4538± square foot parcel of land for the consideration of \$1.00, plus payment by AVH of all recording and transfer fees/expenses/taxes.

This resolution was duly seconded by Supervisor Morrow, and adopted upon a roll-call vote as follows:

AYES: 2843 votes

NOES: 0 votes
ABSENT: 0 votes

Resolution No. 194

July 5, 2005
Regular Board Meeting

**RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN
THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI"
PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID
PROJECT, AND APPROPRIATING FUNDS THEREFOR**

The following resolution was offered by Supervisor Morency, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, a Project for the Bridge Reconstruction of Water Street Bridge over the Bouquet River, P.I.N. 1755.11 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Essex desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of Preliminary Engineering, Right of Way Incidentals, Right of Way Acquisition and Construction.

NOW, THEREFORE, the Essex County Board of Supervisors, duly convened does hereby

RESOLVE, that the Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Board hereby authorizes the County of Essex to pay in the first instance 100% of the federal and non-federal share of the cost of Right of Way Acquisition and Construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$214,000.00 (Two hundred fourteen thousand dollars) has already been appropriated from the County Road fund and made available to cover the cost of participation in the Preliminary Engineering and ROW Incidentals phases of the Project; and it is further

RESOLVED, that the additional sum of \$1,058,400.00 (One Million Fifty Eight Thousand Four Hundred dollars and 00/100) is hereby appropriated and made available to cover the additional cost of participation in the Right of Way Acquisition phase (\$3,400.00) and the Construction phase (\$1,055,000.00) of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the County Board of Supervisors of Essex County shall convene as soon

as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Board of Supervisors or DPW Superintendent of the County of Essex be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Essex with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

This resolution was duly seconded by Supervisor Moses, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 195

July 5, 2005
Regular Board Meeting

**RESOLUTION APPROVING OVERNIGHT, OUT-OF-STATE TRAVEL BY
PUBLIC HEALTH DEPARTMENT STAFF**

The following resolution was offered by Supervisor Jackson, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby approves the attendance by Phyllis Light of the Public Health Department at a terrorism and all-hazards preparedness conference in Providence, Rhode Island from June 27-29, 2005, to be paid from bio-terrorism grant funds.

This resolution was duly seconded by Supervisor Seney, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

Resolution No. 196

July 5, 2005
Regular Board Meeting

RESOLUTION OF CONDOLENCE TO THE FAMILY OF
EUGENE F. ENGERT

The following resolution was offered by Supervisor Douglas, who moved its adoption.

WHEREAS, Eugene Engert of the Town of Jay, passed away on June 30, 2005;
and

WHEREAS, Eugene Engert was committeeman for the Town of Jay Republican Committee; and

WHEREAS, Eugene Engert was a loving husband, father, grandfather, neighbor and friend to all, who will be missed but never forgotten.

BE IT RESOLVED that the Essex County Board of Supervisors hereby express and extend their deepest sympathy and condolences to the family of Eugene Engert; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this Board of Supervisors, with a suitably embossed copy thereof to be forwarded to the family of Eugene Engert.

This resolution was unanimously seconded and adopted.

Resolution No. 197

July 5, 2005
Regular Board Meeting

RESOLUTION APPOINTING KATHRYN ABERNETHY AS
ESSEX COUNTY PUBLIC HEALTH DIRECTOR

The following resolution was offered by Supervisor Moses, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby appoints Kathryn S. Abernethy to the office of Essex County Public Health Director, at an annual salary of \$65,000.00 plus benefits.

This resolution was duly seconded by Supervisor Merrihew, and adopted upon a roll-call vote as follows:

AYES: 1827 votes
NOES: 1016 votes (Morrow, Jackson, Douglas, Glebus, Seney)
ABSENT: 0 votes

Resolution No. 198

July 5, 2005
Regular Board Meeting

**RESOLUTION TO RECONSIDER AND AMEND RESOLUTION NO. 176 AUTHORIZING
THE EMPIRE ZONE TO SEEK STATE APPROVAL FOR NEW ZONE LOCATIONS IN
ESSEX COUNTY**

The following resolution was offered by Supervisor Scozzafava, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, this Board has previously passed Resolution No. 176 authorizing the Empire Zone to seek State approval for new zone locations in Essex County; and

WHEREAS, this Board desires to include additional parcels in the Towns of Ticonderoga and Willsboro in the Empire Zone Program.

BE IT RESOLVED that the Essex County Board of Supervisors hereby reconsiders Resolution No. 176 authorizing the Empire Zone to seek New York State approval for new zone locations in Essex County so as to include, in addition to the six locations in the Towns of Chesterfield, Moriah, North Hudson, Jay, Schroon Lake and Wilmington, two additional parcels in the Towns of Ticonderoga and Willsboro.

This resolution was duly seconded by Supervisor Seney, and adopted upon a roll-call vote as follows:

AYES: 2843 votes
NOES: 0 votes
ABSENT: 0 votes

