

Resolution No. 367

December 28, 2005
Last Day of the Annual

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

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

Upon the recommendation of the respective committees indicated below, 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) For the Public Health Department, the policies for the Certified Home Health Agency.

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

Resolution No. 368

December 28, 2006
Last Day of the Annual

RESOLUTION AMENDING THE 2005 ESSEX COUNTY BUDGET

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

Upon the recommendation of the respective committees indicated below, 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 Department of Social Services, increase revenues (6010 44611 – Federal Aid FS) and appropriations (60105 5Coop-FS – Coop-Ext FS) in the amount of \$104,296.00 from Food Stamp Nutritional Education Program funds.

2. From the Finance Committee:

(a) For the Department of Public Works, increase revenues (5130 42680 - Insurance Recovery) and appropriations (51304 5464 - Vehicle Repairs and Parts) in the amount of \$1,391.00 from an insurance recovery due to an accident with a Solid Waste pick up truck.

3. From the Last Day of the Annual:

(a) For the County Clerk's Office, increase revenues (1410 4125520 – County Clerk Fees) in the amount

of \$53,996.00 from additional fee revenues, and increase the following appropriation accounts as indicated for the purchase of computers and a map scanner, and for professional services to repair and preserve books:

<u>Account #</u>	<u>Account Name</u>	<u>Amount of Increase</u>
14104 5400INV	Inventory	\$ 14,085.00
14104 5410	Office Supplies in	\$ 2,911.00
14104 5440	Miscellaneous	\$ 37,000.00

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 369

December 28, 2005
Last Day of the Annual

**RESOLUTION CHANGING THE NAME OF THE WIC PETTY CASH TO THAT OF
PUBLIC HEALTH PETTY CASH AND CREATING A CLINIC PETTY CASH
ACCOUNT, ALL IN THE AMOUNT OF \$100**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby changes the name of the WIC Petty Cash Account to the Public Health Petty Cash Account; and

BE IT FURTHER RESOLVED, that this Board hereby creates a Clinic Petty Cash Account in the amount of \$100.00.

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

Resolution No. 370

December 28, 2005
Last Day of the Annual

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

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

Upon the recommendation of the following committees, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and approves the following, subject to compliance with the applicable provisions of the Essex County Civil Service Rules and Regulations, the current CSEA contract and the Personnel Policy Manual:

1. From the Human Services Committee:

(a) *For the Public Health Department, fill a vacant position of Sr. Account Clerk and any subsequent vacancies caused by promotion.*

(b) *For the Horace Nye Home, to fill a regular scheduled part-time LPN position and a regularly scheduled CNA position.*

2. From the Last Day of the Annual:

(a) *For the Public Health Department, to reclassify a part-time Public Health Nurse position to a full-time RN position, effective January 17, 2006.*

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 371

December 28, 2005
Last Day of the Annual

**RESOLUTION INCREASING THE RATE FOR SKILLED
NURSING VISITS FROM \$142.00 TO \$153.00**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby increases the rate for skilled

nursing visits from \$142.00 to \$153.00, effective January 1, 2006.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 372

December 28, 2005
Last Day of the Annual

RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE DEPARTMENT OF SOCIAL SERVICES TO THE MARVIN FUNERAL HOME FOR A BURIAL IN THE MAXIMUM AMOUNT AVAILABLE PER RESOLUTION NO. 94 OF 2004, LESS \$450.00 OF LOST STATE REIMBURSEMENT DUE TO A LATE BILL SUBMISSION

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the expenditure of funds from the Department of Social Services to the Marvin Funeral Home for a burial in the maximum amount available per Resolution No. 94 of 2004, less \$450.00 of lost state reimbursement due to a late bill submission.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 373

December 28, 2005
Last Day of the Annual

RESOLUTION AUTHORIZING APPOINTMENTS TO BOARDS, COMMITTEES AND/OR COUNCILS

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

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

1. From the Public Safety Committee:

(a) The appointment of Harold Napper as a Deputy EMS Coordinator.

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

(a) The appointment of Lindsay Frasier-Mydlarz to the Essex County Workforce Investment Board.

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

Resolution No. 374

December 28, 2005
Last Day of the Annual

RESOLUTION OF CONDOLENCE TO THE FAMILY OF

WILLIAM CANON

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

Upon the recommendation of the Department of Public Works Committee, and the same appearing proper and necessary.

WHEREAS, William Canon, the brother of Board Chairman George H. Canon, passed away on December 13, 2005; and

WHEREAS, William Canon was a veteran of the United States Navy; and

WHEREAS, William Canon was a loving father, grandfather, brother, neighbor and friend to all who knew him; and

WHEREAS, William Canon will be sorely missed, but never forgotten, by all he loved and cherished.

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

This resolution was duly unanimously seconded and adopted.

Resolution No. 375

December 28, 2005
Last Day of the Annual

RESOLUTION AMENDING RESOLUTION NO. 264 OF 2005,
AMENDING THE 2005 COUNTY BUDGET, FOR THE
PURCHASE OF PUBLIC TRANSPORTATION BUSES

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

Upon the recommendation of the Economic Development, Planning & Publicity Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends paragraph 4 of Resolution No. 264 of 2005, amending the 2005 County Budget, for the purchase of public transportation buses in order to correct the amounts of funds as follows:

“(a) For the Public Transportation Department, increase revenues and appropriations as follows in the amounts listed from NYSDOT funds for the purchase of buses for the Town of Keene, the Olympic Regional Development Authority, the Village of Lake Placid and Essex County with the 10% local match to be paid by the Town and ORDA:

REVENUES

Account Number	Account Name	Amount
417503	ORDA	\$ 38,000.00
4175031	Keene	7,200.00
4175033	Lake Placid Village	46,350.00
42701	Refund of Prior Year	13,000.00
43089123	SA - Bus Purchase	104,550.00
44089123	FA - Bus Purchase	836,400.00

APPROPRIATIONS

Account Number	Account Name	Amount
56302 5230ORDA	BUS ORDA	\$ 380,000.00
56302 5230KEEN	BUS Keene	72,000.00
56302 5230LPV	BUS LPV	463,500.00
56302 5230	Auto Equipment	130,000.00 “

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 376

December 28, 2005
Last Day of the Annual

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF ELIZABETHTOWN FOR SHARED MUNICIPAL SERVICES IN CONNECTION WITH A FACILITIES PLANNING STUDY TO ADDRESS THE WASTE WATER SYSTEM IMPROVEMENTS, AND AUTHORIZING THE PLANNING DEPARTMENT TO APPLY FOR A GRANT THEREFOR

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

Upon the recommendation and approval of the Economic Development/Planning/ Publicity Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board to enter into and execute an intermunicipal agreement with the Town of Elizabethtown for a Facilities Planning Study to address the waste water system improvements; and

BE IT FURTHER RESOLVED that the Planning Department be and hereby is authorized and directed to apply for a Shared Municipal Services Incentive Grant.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 377

December 28, 2005
Last Day of the Annual

RESOLUTION AUTHORIZING A JOINT STUDY BETWEEN ESSEX COUNTY AND FRANKLIN COUNTY ON THE FEASIBILITY OF A REGIONAL TRANSPORTATION SYSTEM

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

Upon the recommendation of the Economic Development, Planning & Publicity Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes a joint study between Essex County and Franklin County on the feasibility of a Regional Transportation System.

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

Resolution No. 378

December 28, 2005
Last Day of the Annual

**RESOLUTION IN SUPPORT OF FUNDING FOR WATER AND WASTEWATER
CAPITAL FACILITIES CONSTRUCTION FOR ADIRONDACK PARK
COMMUNITIES**

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

Upon the recommendation of the Economic Development, Planning & Publicity Committee, and the same appearing proper and necessary.

WHEREAS, *all communities are dependent upon a safe and adequate supply of clean drinking water for the health and welfare of the general public as well as to sustain and enhance opportunities for economic development; and*

WHEREAS, *providing reliable and efficient water delivery infrastructure to residents, public facilities and businesses in the Adirondack Park is in the public interest; and*

WHEREAS, *also providing effective wastewater collection and treatment systems in communities affecting the water quality resources within the Adirondack State Park is necessary in order to maintain New York State water quality resources; and*

WHEREAS, *the State of New York has invested significant resources in creation and protection of the Adirondack State Park, the largest state park in the United States, and*

WHEREAS, *the State of New York is in the process of setting stricter limits on the discharge of phosphorous and other pollutants into the Waters of the State of New York including the St. Lawrence River, Hudson River, Lake Ontario and Lake Champlain Drainage Basins; and*

WHEREAS, *the additional costs for new infrastructure improvements to meet current technological standards are a severe economic burden on residents in the Adirondack Park; and*

WHEREAS, *there are very limited funding opportunities for communities to pay for the additional costs of these necessary capital investments; and*

WHEREAS, *Essex County and other Adirondack municipalities have a disproportionate population of low and moderate income residents than cannot afford the extent of capital cost improvements needed to meet current water and wastewater system standards; and*

WHEREAS, *available funding for water and wastewater system improvements are creating severe financial hardship upon local residents and businesses; and*

WHEREAS, *it is clearly in the public interest to develop reliable and safe drinking water infrastructure and cost-effective water pollution control facilities, within the Adirondack State Park, to protect public health, safety, welfare, the quality of the human and natural environment and to sustain and enable economic activity;*

NOW THEREFORE BE IT RESOLVED, *that the Essex County Board of Supervisors, hereby supports the creation of a funding program that provides immediate and long-term financial relief for the*

capital construction of municipal water and wastewater treatment facilities for Adirondack communities; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby requests our Legislators to aggressively pursue the implementation of a grants-in-aid program that will address the financial hardship of small economically disadvantaged communities within the Adirondack State Park in funding capital construction of both water and wastewater systems integral to the social, economic and environmental health of communities located within the established Blue Line; and

BE IT FURTHER RESOLVED, that a dedicated funding source for said program be established and maintained for the long-term benefit of all the residents of the State of New York.

This resolution was duly unanimously seconded and adopted.

Resolution No. 379

December 28, 2005
Last Day of the Annual

**RESOLUTION SUPPORTING THE INCLUSION OF INTERESTED
MUNICIPALITIES WITHIN ESSEX COUNTY IN THE PLANNING PROCESS FOR
THE EMPIRE STATE GREENWAY**

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

Upon the recommendation of the Economic Development, Planning & Publicity Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby supports the inclusion of those municipalities within Essex County which express interest in the planning process for the Empire State Greenway; and

BE IT FURTHER RESOLVED that any municipality within Essex County which desires to be included in such planning process should provide the Essex County Planning Department with a resolution duly adopted by the municipal board declaring such interest.

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

Resolution No. 380

December 28, 2005
Last Day of the Annual

RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2006

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

WHEREAS, by Resolution No. 365 duly adopted at a Regular Board Meeting held on December 5, 2005, this Board of Supervisors introduced proposed Local Law No. 1 of 2006, fixing the 2006 salaries of County officers who are elected or who are appointed for a fixed term, and scheduled a public hearing thereon on December 19, 2005, at 9:00 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

WHEREAS, the aforesaid public hearing has been held by this Board, and due deliberation having been had regarding said proposed local law and the comments made with respect thereto at said public hearing.

BE IT RESOLVED that the Essex County Board of Supervisors hereby adopts proposed Local Law No. 1 of 2006, as follows:

"ESSEX COUNTY LOCAL LAW NO. 1 OF 2006

A local law fixing the 2006 salaries of County officers who are elected or who are appointed for a fixed term.

BE IT ENACTED by the Board of Supervisors of Essex County as follows:

§1. *The annual salaries to be paid during fiscal year 2006 for the following County officers who are elected or who are appointed for a fixed term shall be as follows:*

<u>Position</u>	<u>2006 Salary</u>
Commissioner of Social Services	\$ 73,153
Commissioner of Elections	\$ 15,169
Coroners	\$ 3,364
County Clerk	\$ 56,705
County Treasurer	\$ 56,272
Personnel Officer	\$ 72,068
Public Health Director	\$ 67,275
Real Property Tax Services Director	\$ 59,304
Superintendent of Public Works	\$ 76,934

§2. *This local law shall take effect 45 days after adoption hereof; except that in the event a valid petition protesting against this local law is filed with the Clerk within 45 days of such adoption, this*

local law shall take effect only upon approval by the affirmative vote of a majority of the qualified electors of Essex County.”

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 381

December 28, 2005
Last Day of the Annual

**RESOLUTION AUTHORIZING THE HEALTH INSURANCE RETIREMENT
CONTRIBUTION RATE FOR WILLIAM PULSIFER IN THE DEPARTMENT OF
PUBLIC WORKS TO BE BASED ON HIS 2005 HEALTH INSURANCE
CONTRIBUTION RATE**

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

Upon the recommendation of the Personnel & Administration Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the health insurance retirement contribution rate for William Pulsifer in the Department of Public Works to be based on his 2005 health insurance contribution rate.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 382

December 28, 2005
Last Day of the Annual

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING
AGENT TO GO TO BID AND/OR PURCHASE GOODS/ SERVICES**

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

Upon the recommendation of the Committee(s) indicated, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes and directs the County Purchasing Agent to go to bid and/or purchase the following, in accordance with the Essex County Purchasing Policy (Resolution No. 320-97):

1. From the Personnel/Administration Committee:

(a) *For the Information Systems Department, purchase disaster recovery server hardware/software, licenses and supplies at a cost not to exceed \$11,217.00 from budgeted funds.*

2. From the Last Day of the Annual:

(a) *For the County Clerk's Office, purchase computers and a map scanner at a cost not to exceed \$21,585.00, and purchase professional services for the repair and preservation of books at a cost not to exceed \$37,000.00, all from 2005 budgeted funds.*

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 383

December 28, 2005
Last Day of the Annual

**RESOLUTION SCHEDULING THE 207th ORGANIZATIONAL
MEETING FOR JANUARY 3, 2006**

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

Upon the recommendation of the Personnel & Administration Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby schedules the 2006 Organizational Meeting for January 3, 2006 to commence at 10:00 a.m.

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

Resolution No. 384

December 28, 2005
Last Day of the Annual

**RESOLUTION AUTHORIZING THE COUNTY CLERK TO
WITHHOLD NECESSARY EXPENSES INCURRED IN 2006
IN ADMINISTERING THE MORTGAGE TAX RECORDING LAW**

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

Upon the recommendation of the Finance Committee, and the same appearing proper and necessary.

WHEREAS, by Section 262 of the Tax Law, recording officers are entitled to receive their necessary expenses for purposes of administration of mortgage taxes in their offices upon approval and allowance by the State Tax Commission; and

WHEREAS, the State Tax Commission did on July 1, 1946, by resolution duly adopted, determine that such mortgage tax expense be approved at the amount certified to the State Tax Commission by the County Board of Supervisors, provided it is a reasonable and necessary allowance for such expenses.

BE IT RESOLVED, that the sum of \$20,000.00 per annum be and hereby is determined to be a reasonable and necessary allowance of the Recording Officer of Essex County for the hire of clerks and assistants to perform the administration of the Mortgage Recording Tax Law in his office; and

BE IT FURTHER RESOLVED, that effective January 1, 2006, the County Clerk collect or withhold from his disbursements in twelve (12) equal monthly installments of \$1,666.67 per month, the total annual sum of \$20,000.00, which this Board does hereby certify to the New York State Tax Commission and the New York State Department of Audit and Control, as the reasonable and proper allowance for expenses; and

BE IT FURTHER RESOLVED, that the Clerk of this Board provide 3 original resolutions for submission to the Department of Taxation and Finance.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 385

December 28, 2005
Last Day of the Annual

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD TO ENTER INTO AN AGREEMENT ON BEHALF OF ESSEX COUNTY WITH THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR THE 2006 COMPREHENSIVE PLAN FOR YOUTH SERVICES TO INCLUDE YOUTH RECREATION PROGRAMS, YOUTH SERVICE PROGRAMS, YOUTH INITIATIVE PROGRAMS, AND SPECIAL DELINQUENCY PREVENTION PROGRAMS AS PROVIDED FOR IN THE 2006 ESSEX COUNTY BUDGET

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

Upon the recommendation of the Personnel & Administration Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Chairman of this Board is hereby authorized to enter into an agreement on behalf of Essex County with the New York State Office of Children and Family Services for the 2006 Comprehensive Plan for Youth Services to include Youth Recreation Programs, Youth Service Programs, Youth Initiatives Programs, and Special Delinquency Prevention Programs as provided for in the 2006 Essex County Budget, and that he/she be further authorized to contract with the various municipalities and other contract agencies for programs as hereafter listed:

ADMINISTRATION - STATE AID	\$	43,330.00
ADMINISTRATION - LOCAL MATCH		43,330.00
RECREATION - STATE AID	\$	19,276.00
RECREATION - LOCAL MATCH		19,276.00
YOUTH SERVICES - STATE AID	\$	17,156.00
YOUTH SERVICES - LOCAL MATCH		17,156.00
YOUTH INITIATIVES - STATE AID	\$	6,570.00
YOUTH INITIATIVES - LOCAL MATCH		6,570.00
SPECIAL DELINQUENCY PREVENTION PROGRAMS	\$	12,475.00
TYPE "A" STATE AID		
TYPE "B" STATE AID		5,254.00

Section One: State Aid Reimbursable Amounts for Municipally Funded Recreation Programs (No County Advances Involved)

(Total = \$19,076.00)

1. Town of Chesterfield.....	\$	843.00
2. Town of Crown Point.....		843.00
3. Town of Elizabethtown.....		843.00
4. Town of Essex.....		843.00
5. Town of Jay		843.00
6. Town of Keene.....		843.00
7. Town of Lewis.....		843.00
8. Town of Minerva.....		843.00
9. Town of Moriah.....		1,443.00
10. Village of Port Henry.....		443.00
11. Town of Newcomb.....		843.00
12. Town of North Elba.....		1,843.00

13. Town of North Hudson.....	843.00
14. Village of Saranac Lake.....	843.00
15. Town of St. Armand.....	843.00
16. Town of Schroon.....	843.00
17. Town of Ticonderoga.....	1,859.00
18. Town of Westport.....	843.00
19. Town of Willsboro.....	843.00
20. Town of Wilmington.....	843.00

Section Two: State Aid Reimbursable Amounts for Municipally Funded Recreation Programs
(Total = \$ 200.00)

1. Essex County All-Sports, Sponsored by the Essex County Youth Bureau.....	\$ 200.00
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BE IT FURTHER RESOLVED, that the sum of \$ 19,276.00 be recovered from the New York State Office of Children and Family Services on a dollar-for-dollar basis by the above organization.

Section Three: State Aid Reimbursable Amounts for Municipally Funded Youth Service Programs
(Total = \$ 5,295.00)

1. Town of Crown Point.....	\$ 415.00
2. Town of Elizabethtown.....	990.00
3. Ticonderoga Youth Center.....	1,940.00
4. Westport.....	390.00
4. Paine Memorial Library.....	390.00
5. Wilmington Youth Center.....	390.00
6. Finding Magic Keys.....	390.00
7. Schroon Lake Library Prog.....	390.00

Section Four: State Aid Reimbursable Amounts for County Contracted Youth Services Programs
(Total = \$ 11,861.00)

1. Schroon Lake Enrichment Programs, Sponsored by the Schroon Lake Central School	1,940.00
2. Arts Trek, Sponsored by the Ticonderoga Festival Guild, Inc.	1,940.00
3. Families First.....	1,000.00
4. Teen Appreciation Of Government..... Cornell Cooperative Extension	146.00
5. 4-H Advantage After School..... Cornell Cooperative Extension	1,240.00
6. The Getaway, Sponsored by the Saranac Lake Youth Center, Inc.....	1,240.00
7. Holidays Are For Sharing, Sponsored by Committee for Economic Improvement.....	740.00
8. Families First, Sponsored by Families First of Essex County.....	740.00
9. Elizabethtown/Lewis Summer School Elizabethtown/Lewis Central School.....	427.00
10. Elizabethtown CIT Program	1,235.00
11. Essex County Employment Training	1,213.00

BE IT FURTHER RESOLVED, that the sum of \$ 11,861.00 be recovered from the New York State Office of Children and Family Services on a dollar-for-dollar basis by the above organizations.

Section Five: State Aid Reimbursable Amounts for County Contracted Youth Initiatives Programs
(Total = \$ 6,570.00)

1. Youth Conservation Corps - YCC, Sponsored by	
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	The Town of St. Armand.....	\$ 1,282.00
2.	Youth Conservation Corps - YCC, Sponsored by the Town of Moriah.....	1,282.00
3.	Substance Abuse Team.....	1,200.00
4.	Lake Placid Youth Center, Sponsored by The Town of North Elba.....	1,282.00
5.	Lake Placid Outing Club, Sponsored by Substance Abuse Team.....	586.00
6.	After School Program, Sponsored by Saranac School.....	938.00

BE IT FURTHER RESOLVED, that the sum of \$6,570.00 be recovered from the New York State Office of Children and Family Services on a dollar-for-dollar basis by the above organizations.

Section Six: State Aid Reimbursable Amounts for County Contracted Special Delinquency Prevention Programs - Type "A" Monies

(Total = \$12,475.00)

1.	Youth Court Program, sponsored by the Town of North Elba.....	\$ 1,500.00
2.	Moriah Summer Success Program, Sponsored by Moriah Central School	5,239.00
3.	Moriah Youth Conservation Corps, Sponsored by the Town of Moriah	4,100.00
4.	Adirondack Experience Program, Sponsored by St. Francis Academy (no County monies involved)	1,636.00

Section Seven: State Aid Reimbursable Amounts for County Contracted Special Delinquency Prevention Programs - Type "B" Monies

(Total = \$5,254.00)

1.	Adirondack Experience Program, Sponsored by St. Francis Academy (no County monies involved)	5,254.00
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BE IT FURTHER RESOLVED that the sum of \$17,729.00 be received from the New York State Office of Children and Family Services at 100% reimbursement by the above organizations.

BE IT FURTHER RESOLVED that the Chairman of this Board of Supervisors be and he hereby is authorized to enter into an agreement for the sixteenth year of the Comprehensive Youth Services Plan, above described, with the New York State Office of Children and Family Services, on behalf of Essex County, which specifies Recreation, Youth Services, Youth Initiatives, and Special Delinquency Prevention Programs eligibility allocations to municipalities, community organizations, and the Essex County Youth Bureau and which will qualify the County for state reimbursement for Youth Programs in accordance with the level of funding provided for counties engaged in Comprehensive Planning for Youth Services.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 386

December 28, 2005
Last Day of the Annual

**RESOLUTION OFFERING SUPPORT AND ASSISTANCE TO THE LAKE PLACID LODGE
IN ITS ENDEAVOR TO REBUILD AFTER THE RECENT FIRE**

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

Upon the recommendation of the Personnel & Administration Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby offers whatever support and assistance the County may legally provide to the Lake Placid Lodge in its endeavor to rebuild after the recent fire.

This resolution was unanimously seconded and adopted.

Resolution No. 387

December 28, 2005
Last Day of the Annual

**RESOLUTION AUTHORIZING PATTY BASHAW TO ATTEND THE
EMS TODAY CONFERENCE IN BALTIMORE, MD FROM MARCH 23-
26, 2006**

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

Upon the recommendation of the Personnel & Administration Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes Patty Bashaw to attend the EMS Today conference in Baltimore, MD from March 23-26, 2006.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 388

December 28, 2005

**RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$310,000
AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE COUNTY OF
ESSEX, STATE OF NEW YORK, TO FINANCE THE PLANNING COSTS FOR
THE ACQUISITION AND CONSTRUCTION OF A COMMUNICATIONS SYSTEM
FOR THE COUNTY, PURSUANT TO THE LOCAL FINANCE LAW**

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

Upon the recommendation of the Finance Committee, and the same appearing proper and necessary.

WHEREAS, *the Board of Supervisors of Essex County (the "County"), a municipal corporation of the State of New York, hereby determines that it is in the public interest of the County to authorize the financing of the planning costs for the acquisition and construction of a Communication System 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 \$310,000, 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.*

BE IT RESOLVED *by the Board of Supervisors of the County of Essex as follows:*

Section 1. *There is hereby authorized to be issued serial bonds of the County, in the aggregate principal amount not to exceed \$310,000, in order to finance the planning costs of the acquisition and construction of a Communication System 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"), pursuant to the Local Finance Law.*

Section 2. *The Board of Supervisors of the County has ascertained and hereby states that (a) the estimated maximum planning costs of the Project are not to exceed \$310,000, (b) no money has heretofore been authorized to be applied to the payment of the planning costs of the Project, (c) the Board of Supervisors of the County plans to finance the planning 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 such serial bonds or such bond anticipation notes pro tanto, (d) the maturity of the serial bonds authorized herein will be in excess of five (5) years, and (e) on or before the expenditure of moneys to pay for the planning costs of the Project, for which proceeds of such serial bonds or bond anticipation notes 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 subdivisions 25 and 62 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probably usefulness of the Project is ten (10) years. The serial bonds authorized herein shall have a maximum maturity of the ten (10) 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 of the County (or to have imprinted a facsimile thereof) 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 Adirondack Daily Enterprise, the Press Republican, the Times of Ti and the Post Star, the official 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 at 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 serial bonds authorized by this bond resolution, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the "obligations"), to finance the planning 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 obligations authorized herein may be applied to reimburse expenditures or commitments made in connection with the planning costs of 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 planning costs of 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 of the 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 French , and adopted upon a **two-thirds** roll-call vote as follows:*

AYES: 3383 votes
NOES: 0 votes
ABSENT: 533 votes

Resolution No. 389

December 28, 2005
Last Day of the Annual

RESOLUTION AUTHORIZING A PRELIMINARY PLANNING AGREEMENT WITH THE NEW YORK STATE OFFICE FOR TECHNOLOGY FOR LEVEL 2 PARTICIPATION IN THE STATEWIDE WIRELESS NETWORK , AND AMENDING RESOLUTION NO. 359 OF 2005 AUTHORIZING AND AWARDED A CONTRACT TO R.L. KIMBALL & ASSOCIATES FOR THE RADIO COMMUNICATION STUDY SO AS TO CONDITION SUCH AWARD AND AUTHORIZATION UPON THE INCLUSION IN THE CONTRACT OF REQUIREMENTS FOR SUCH STUDY TO BE COORDINATED AND INTEGRATED WITH THE STATEWIDE WIRELESS NETWORK DESIGN AND IMPLEMENTATION

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

Upon the recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman to execute a preliminary planning agreement with the New York State Office For Technology in connection with the Statewide Wireless Network for the County's participation as a Level 2 Interface/Gateway Partner; and

BE IT FURTHER RESOLVED that this Board hereby amends Resolution No. 359 of 2005 authorizing a contract awarding the contract for the radio communication study to R.L. Kimball and Associates at a cost not to exceed \$302,670.00 so as to condition such award upon the contract containing requirements for such study to be coordinated and integrated with the Statewide Wireless Network design and implementation.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 390

December 28, 2005
Last Day of the Annual

RESOLUTION CONGRATULATING SAMANTHA RETROSI FOR CAPTURING FOURTH PLACE IN LUGE AT THE VIESSMANN WORLD CUP AND FOR QUALIFYING FOR THE 2006 OLYMPIC WINTER GAMES

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

Upon the recommendation of the Finance Committee, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby congratulates Samantha

Retrosi of Lake Placid for capturing fourth place in Luge at the Viessmann World Cup, and for qualifying as a member of the United States Olympic Team at the 2006 Olympic Winter Games to be held in Torino, Italy.

This resolution was unanimously seconded and adopted.

Resolution No. 391

December 28, 2005
Last Day of the Annual

**RESOLUTION SUPPORTING AN INCOME-BASED
PROPERTY TAX CAP**

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

Upon the recommendation of the Legislative Committee, and the same appearing proper and necessary.

WHEREAS, Member of the Assembly Teresa R. Sayward is drafting legislation which bases real property taxes on each owner's gross income; and

WHEREAS, Assembly Member Sayward's proposal puts a cap on the real property tax based on a household's gross income and allows for inflation and changes in the standard of living; and

WHEREAS, this Board feels this is a major step forward in providing property tax relief for working residents of the Adirondacks and for all New Yorkers.

BE IT RESOLVED that the Essex County Board of Supervisors hereby expresses its support for the legislation to be proposed by Member of the Assembly Teresa R. Sayward providing for an income-based property tax cap; and

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 James N. Tedisco; and Assembly Members Teresa R. Sayward and Chris Ortloff.

This resolution was unanimously seconded and adopted.

Resolution No. 392

December 28, 2005
Last Day of the Annual

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 Douglas, who moved its adoption.

WHEREAS, a Project for the Bridge Replacement on (CR22), Jay Trumbulls Corners Road over East Branch Ausable River, P.I.N. 1751.59 (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 Right of Way Incidental/Acquisition and Construction work for the project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement.

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

RESOLVED, 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 Incidental, Right of Way Acquisition and Construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$1,228,000.00 (One million two hundred twenty eight dollars) has already been appropriated from the County Road Fund and made available to cover the cost of participation in the above State Administered phases of the Project; and it is further

RESOLVED, that the additional sum of \$120,000.00 (One hundred twenty thousand dollars and no cents) is hereby appropriated from the County Road Fund and made available to cover the additional cost of participation in the State Administered Construction Inspection phases of the Project; and it is further

RESOLVED, that the sum of \$1,000,000.00 (One million dollars) has already been appropriated from the County Road Fund and made available to cover the cost of participation in the Locally Administered Construction Inspection phases 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 Morency, and adopted upon a roll-call vote as follows:

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 393

December 28, 2005
Last Day of the Annual

RESOLUTION APPORTIONING DOG TAX MONIES

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

BE IT RESOLVED that pursuant to Section 111 paragraph 3 of the Agriculture and Markets Law of New York State, the following apportionment of the total of \$2,663.99 is hereby authorized and the County Treasurer is hereby authorized and directed to pay said sums to the respective town supervisors prior to February 1, 2006;

<u>Town Contributing</u>		<u>Apportionment of 75% of Surplus</u>
Chesterfield	\$	311.15
Crown Point		121.74
Elizabethtown		65.36
Essex		39.16
Jay		179.29
Keene		63.14
Lewis		57.01
Minerva		63.94
Moriah		168.36
Newcomb		18.12
North Elba		445.95
North Hudson		9.86
St. Armand		102.23
Schroon		89.51
Ticonderoga		408.92
Westport		78.21
Willsboro		141.28
Wilmington		128.61
SPCA Westport		172.15

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

**RESOLUTION FIXING THE 2006 SALARIES FOR
ALL MANAGEMENT/CONFIDENTIAL AND
CERTAIN DEPARTMENT HEAD EMPLOYEES**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby fixes the 2006 salaries for all management/confidential and department head employees, except those whose salaries are or have been or will be set by law, local law or other resolution, as follows, with the numbers in parentheses referring to the departmental position number in the Personnel Office:

	<u>2006 SALARY</u>
District Attorney's Office	
Assistant District Attorney (position #5)	\$ 69,681.00
Assistant District Attorney (position #7)	55,886.00
Secretary to District Attorney (position #3)	18.94/Hr.
Assistant District Attorney (position #10)	36,225.00
Part-time Assistant DA	36,225.00
Investigator	28.19/Hr.
County Manager's Office	
Accountant I	62,914.00
Senior Accountant Part-Time	30,646.00
Senior Purchasing Clerk	17.67 Hr
Conf. Secretary to County Manager	16.81 Hr
County Auditor	
Deputy County Auditor	17.16 Hr
Clerk of the Board's Office	
Deputy Clerk of the Board of Supervisors	18.76 Hr
Paralegal (Part-time)	17.16 Hr
Treasurer's Office	
Deputy County Treasurer for Finance#1	48,963.00
Payroll Specialist	20.71 Hr.
Senior Accountant part-time	24,079.00
Real Property Tax Service	
Assistant Director of Real Property Tax Services	28.19 Hr
County Clerk's Office	
Deputy County Clerk	22.54 Hr

Deputy County Clerk	22.54 Hr
Deputy County Clerk	22.54 Hr
Motor Vehicle Office	
Deputy County Clerk - Motor Vehicle	22.54 Hr
County Attorney's Office	
Secretary To County Attorney	18.94 Hr
Paralegal (part-time)	17.16 Hr
Assistant County Attorney for Social Services	63,135.00
Assistant County Attorney for Family Court	63,135.00
Public Defender	
Confidential Secretary	18.94 Hr
Assistant Public Defender (full time)	62,100.00
Investigator	31,050.00
Personnel/Civil Service	
Personnel Technician	17.16 Hr
Deputy Personnel Officer	46,589.00
Personnel Clerk	15.39 Hr
Personnel Assistant	11.84 Hr
Board of Elections	
Deputy Commissioner of Elections	15.39 Hr
Deputy Commissioner of Elections	15.39 Hr
Election Clerk	11.84 Hr
Election Clerk	11.84 Hr
Department of Public Works	
Assistant Civil Engineer (position #4)	23.97 Hr
Assistant Civil Engineer (position #71)	18.29 Hr
Deputy Superintendent of Public Works	61,364.00
Jail/Public Safety Building Coordinator	22.54 Hr
Health & Safety Officer	24.42 Hr
Printing	
Printing Mach. Op.	18.62 Hr
Information Systems	
Sr. Comp. Prog. Analyst/Deputy	27.84 Hr
Sheriff/Administration	
Sheriff	\$63,881.23
Undersheriff	24.67 Hr
Chief Deputy Sheriff	23.02 Hr
Confidential Secretary	16.81 Hr
Sheriff/Jail	
Jail Physician	29,493.00
Jail Administrator	23.02 Hr
Probation	
Probation Director	59,329.00
Emergency Preparedness/Civil Defense	

Emergency Preparedness/Fire Coordinator	63,881.00
Deputy Emergency Services Director	22.42 Hr
Public Health	
Supervising Community Health Nurse (position #6)	24.84 Hr
Supervising Community Health Nurse (position #45)	28.44 Hr
Supervising Community Health Nurse (position #12)	24.84 Hr
Director of Patient Services (position #67)	30.08 Hr
Administrative Officer (position #7)	22.54 Hr
Director of Children with Special Needs (position #60)	22.54 Hr
Fiscal Services Administrator	24.50 Hr
Mental Health/Administration	
Administrative Officer	22.54 Hr
Assistant Director Community Services	33.53 Hr
Director of Community Mental Health Services	73,829.00
Supervising Psychiatric Social Worker (position #19)	28.19 Hr
Supervising Psychiatric Social Worker (position #200)	28.19 Hr
Staff Psychiatrist	85.63 Hr
Clinical Psychologist	57.65 Hr
Medical Director	85.51 Hr
Social Services/Administration	
Director of Administrative Services	54,454.00
Director of Social Services	54,937.00
Head Social Welfare Examiner	21.83 Hr
Horace Nye Home	
Nursing Home Administrator	69,184.00
Director of Nursing	28.45 Hr
Supervising Nurse (position #6)	24.68 Hr
Supervising Nurse (position #8)	24.68 Hr
Supervising Nurse (position #49)	24.68 Hr
Medical Director	74,405.00
Nursing Home Facility Comptroller	23.45 Hr
Assistant Director of Nursing	26.56 Hr
Director of Food Services	22.54 Hr
Weights and Measures	
Director of Weights and Measures	51,955.00
Office of the Aging	
Director of the Office of the Aging	46,790.00
Planning	
Director of Comm. Development & Planning	58,917.00
Transportation Coordinator	22.54 Hr
Essex County Dept of Fisheries	
Director of Fisheries	49,225.00
Youth Bureau	
Assistant Youth Bureau Director (position #1)	22.42 Hr
Assistant Youth Bureau Director (position #2)	20.71 Hr
Youth Bureau Director	6,000.00

AND BE IT FURTHER RESOLVED that the Personnel Officer shall examine all department head and management/confidential positions to determine their status under the Fair Labor Standards Act (FLSA) relative to entitlement to compensatory time and overtime compensation, and report to the Board upon completion thereof so that corrective action may be taken to conform with FLSA.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 395

December 28, 2005
Last Day of the Annual

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD
AND/OR THE COUNTY MANAGER TO MAKE INTER-
DEPARTMENTAL AND INTRA-DEPARTMENTAL BUDGET
TRANSFERS, AND SUPPLEMENTAL APPROPRIATIONS IN THE
2005 ESSEX COUNTY BUDGET**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board and/or the County Manager to make inter-departmental and intra-departmental budget transfers, and supplemental appropriations of unanticipated/unbudgeted revenues, within the 2005 Essex County Budget for the purpose of balancing the various accounts in said budget as of the close of business as of and on December 31, 2005; and

BE IT FURTHER RESOLVED that on or before January 31, 2006, the County Manager shall file with the Clerk of this Board a complete listing of all supplemental appropriations and transfers made pursuant to this resolution, which listing shall include but not be limited to specific account numbers and amounts.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

**RESOLUTION AUTHORIZING CONTRACTS
FOR INSURANCE COVERAGE IN 2006**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman to execute the following contracts for insurance coverage in 2006:

1. With New York Municipal Insurance Reciprocal (NYMIR) at a total cost of \$423,052.25 which includes all motor vehicle and fire insurance fees, for
 - ▶ Package policy insurance coverage, including the following coverages and limits
 - ▶ Property coverage with limits of \$25,000,633
 - ▶ Boiler & Machinery coverage with limits of \$25,000,633
 - ▶ General Liability coverage with limits of \$1,000,000 per occurrence, \$3,000,000 aggregate and \$1,000,000 products aggregate
 - ▶ Auto Liability coverage of \$1,000,000 combined single limit for bodily injury and property damage
 - ▶ Inland Marine Liability coverage with limits of \$4,927,816
 - ▶ Public Officials Liability coverage with limits of \$1,000,000 per claim and \$2,000,000 aggregate
 - ▶ Law Enforcement Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and
 - ▶ General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and Professional Liability coverage with limits of \$1,000,000 per occurrence and \$3,000,000 aggregate, for the Horace Nye Home and the Public Health Nursing Services, and
 - ▶ General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and Professional Liability coverage with limits of \$1,000,000 per claim and \$3,000,000 aggregate, for Mental Health Services; and
2. With Granite State Insurance for Excess Liability (including terrorism) insurance coverage, having limits of \$10,000,000, at a total premium cost of \$97,061.00; and
3. With Physicians Reciprocal Insurance for Physicians Professional Liability insurance coverage, having limits of \$1,300,000 per occurrence and \$3,900,000 aggregate, at a total premium cost of \$4,572.00; and
4. With Hartford Fire Insurance Company for Faithful Performance & Crime Bond coverage, having blanket limits of \$500,000 and forgery and money limits of \$50,000, for all County officials and employees, at a total premium cost of \$5,025.00; and
5. With Excelsior Insurance Company, for Builders Rick Insurance coverage for the Jail

Project, to be renewed on June 28, 2006 if necessary, having limits of \$27,838,500.00 at a total premium cost of \$24,902.00.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 397

December 28, 2005
Last Day of the Annual

RESOLUTION OF APPRECIATION TO

THOMAS F. BOTH

**FOR OUTSTANDING SERVICE TO THE PEOPLE OF ESSEX COUNTY
AS A MEMBER OF THE BOARD OF SUPERVISORS**

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

WHEREAS, effective government depends upon those individuals who dedicate their time and talent to public service; and

WHEREAS, Thomas F. Both possesses the rare characteristics of leadership and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

WHEREAS, Thomas F. Both has contributed greatly to the betterment of Essex County and all of its residents through his years of public service as Supervisor of the Town of Keene and as a member of the Essex County Board of Supervisors; and

WHEREAS, Thomas F. Both devoted himself to constantly improving the effectiveness and efficiency of County and Town government so as to promote the best interests of the People of Essex County and the Town of Keene; and

WHEREAS, the remaining members of this Board wish to extend their

appreciation to Thomas F. Both for all of his contributions and accomplishments while serving as Supervisor of the Town of Keene and as a member of the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation to Thomas F. Both for his outstanding, dedicated and exemplary public service to the People of Essex County during his tenure as Supervisor of the Town of Keene and as a member of the Essex County Board of Supervisors; and

BE IT FURTHER RESOLVED that the members of this Board extend their best wishes to Thomas F. Both in his future endeavors.

This resolution was unanimously seconded and adopted.

Resolution No. 398

December 28, 2005
Last Day of the Annual

RESOLUTION OF APPRECIATION TO

JOSEPH W. KELLY

**FOR OUTSTANDING SERVICE TO THE PEOPLE OF ESSEX COUNTY
AS A MEMBER OF THE BOARD OF SUPERVISORS**

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

WHEREAS, effective government depends upon those individuals who dedicate their time and talent to public service; and

WHEREAS, Joseph W. Kelly possesses the rare characteristics of leadership and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

WHEREAS, Joseph W. Kelly has contributed greatly to the betterment of Essex County and all of its residents through his years of public service as Supervisor of the Town of Minerva and as a member of the Essex County Board of Supervisors; and

WHEREAS, Joseph W. Kelly devoted himself to constantly improving the effectiveness and efficiency of County and Town government so as to promote the best interests of the People of Essex County and the Town of Minerva; and

WHEREAS, the remaining members of this Board wish to extend their appreciation to Joseph W. Kelly for all of his contributions and accomplishments while serving as Supervisor of the Town of Minerva and as a member of the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation to Joseph W. Kelly for his outstanding, dedicated and exemplary public service to the People of Essex County during his tenure as Supervisor of the Town of Minerva and as a member of the Essex County Board of Supervisors; and

BE IT FURTHER RESOLVED that the members of this Board extend their best wishes to Joseph W. Kelly in his future endeavors.

This resolution was unanimously seconded and adopted.

Resolution No. 399

December 28, 2005
Last Day of the Annual

**RESOLUTION OF CONGRATULATIONS AND APPRECIATION
TO GEORGE H. CANON FOR EXEMPLARY AND DEDICATED
SERVICE TO ESSEX COUNTY AS CHAIRMAN OF THE
BOARD OF SUPERVISORS IN 2004 AND 2005**

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

WHEREAS, effective government depends upon those individuals who dedicate their time and talent to public service; and

WHEREAS, George H. Canon possesses the rare characteristics of leadership

and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

WHEREAS, *George H. Canon has ably served as Supervisor of the Town of Newcomb and as a member of the Essex County Board of Supervisors since 1990; and*

WHEREAS, *George H. Canon has made outstanding contributions to the People of Essex County through his untiring and selfless devotion to his duties as a member of the Essex County Board of Supervisors, and has contributed greatly to the betterment of Essex County and all of its residents through his years of public service; and*

WHEREAS, *George H. Canon has served with honor and distinction as the 2004 and 2005 Chairman of the Essex County Board of Supervisors; and*

WHEREAS, *George H. Canon assumed the duties and responsibilities of Chairman with tremendous energy and interest, devoted himself to the pursuit of effective and efficient County government so as to serve the best interests of the People of Essex County, and performed many day-to-day administrative functions which were not being done by others; and*

WHEREAS *under Chairman Canon's leadership, the decades-old problem of the Essex County Jail was given new direction and impetus resulting in the selection of an appropriate site, the planning and design of a new Jail and Public Safety Facility, and the actual construction of that new Facility; and*

WHEREAS, *Chairman Canon also showed uncommon leadership and courage, as well as commitment to his oath of office, in attempting to resolve important and serious legal issues facing the Board and the County; and*

WHEREAS, *George H. Canon not only executed the duties of Chairman of this Board in an exemplary and professional manner, but he also managed to serve his constituents and administer the day-to-day business of the Town of Newcomb.*

NOW, THEREFORE, BE IT RESOLVED, *that the Essex County Board of Supervisors, its Clerk of the Board and Counsel, hereby extend their sincere congratulations, appreciation and gratitude to George H. Canon for the outstanding and exceptional work he has done in his capacity as Supervisor and Chairman of the Essex County Board of Supervisors during 2004 and 2005, as well as their deepest thanks for his dedicated, steadfast and exemplary public service to the People of Essex County.*

This resolution was unanimously seconded and adopted.

Resolution No. 400

December 28, 2005
Last Day of the Annual Meeting

RESOLUTION AMENDING RESOLUTION NO. 233 OF 2004 REQUESTING THE COMMISSIONER OF GENERAL SERVICES TO CONVEY PROPERTY TO ESSEX COUNTY AS AUTHORIZED BY CHAPTER 534 OF THE LAWS OF 2004 SO AS TO INCLUDE PAYMENT OF A \$1,000 ADMINISTRATIVE FEE

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

WHEREAS, by Resolution No. 233 of 2004 this Board of Supervisors made application jointly with the Elizabethtown Community Hospital to the Commissioner of General Services for the conveyance of certain lands by said Commissioner to Essex County as provided in Chapter 534 of the Laws of 2004, and requested that the consideration therefor be one dollar; and

WHEREAS, the County has been advised by the office of said Commissioner that said application will be granted provided that the County pays an administrative fee of \$1,000.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends Resolution No. 233 of 2004 by deleting the request that the conveyance be for \$1.00 and replacing the same with the approval and authorization by the County to pay an administrative fee of \$1,000.00; and

BE IT FURTHER RESOLVED that this Board hereby expresses its appreciation to the Commissioner of General Services and his staff for their cooperation and courtesies in their consideration of the County's joint application with the Hospital; and

BE IT FURTHER RESOLVED that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to the Commissioner of General Services.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 401

December 28, 2005
Last Day of the Annual

**RESOLUTION APPROVING AND AUTHORIZING NORTH COUNTRY COMMUNITY COLLEGE TO EXPEND \$721,500 FOR CAPITAL IMPROVEMENTS AND TO SUBMIT AN APPLICATION TO THE STATE UNIVERSITY OF NEW YORK FOR \$360,750 IN CAPITAL CHARGE BACK FUNDING, SUBJECT TO SIMILAR APPROVAL BY FRANKLIN COUNTY
AND THERE BEING NO COST TO THE SPONSORING COUNTIES**

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

WHEREAS, North Country Community College (NCCC) is in need of capital improvements through its Capital Program that will improve energy conservation, ensure a safe environment and increase communication capabilities for its campus such as by improvements to entrance ways, to the gymnasium floor and illumination at the Saranac Lake campus, safety railings, video conferencing equipment at the Ticonderoga campus, and roof repairs at the Malone campus.

BE IT RESOLVED that the Essex County Board of Supervisors hereby approves and authorizes North Country Community College to expend \$721,500.00 for capital improvements and to submit an application to the State University of New York for \$360,750.00 in capital charge back funding, subject to similar approval by Franklin County and there being no cost to the sponsoring counties for such capital improvements.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 402

December 28, 2005
Last Day of the Annual

RESOLUTION AUTHORIZING ESSEX COUNTY'S APPLICATION TO THE NEW YORK STATE DEPARTMENT OF HEALTH FOR ITS PHARMACEUTICAL LITIGATION TO BE A DEMONSTRATION PROJECT

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

WHEREAS, Essex County has commenced litigation against certain pharmaceutical manufacturers to recover for overpayments in the New York Medicaid program as a result of inflation of average wholesale prices and improper calculations of Medicaid rebate payments; and

WHEREAS, the New York State Department of Health is willing to approve this litigation, and similar lawsuits by other counties, as a demonstration project which will potentially provide partial funding for the litigation.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes Essex County's application to the New York State Department of Health for its pharmaceutical litigation to be a demonstration project, and does further authorize the Treasurer to execute the memorandum of understanding required by the Department.

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

**AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)**

Resolution No. 403

**December 28, 2005
Last Day of the Annual**

RESOLUTION AUTHORIZING THE SALE NEGOTIATED BY CONTEMPORARY MORTGAGE BANKERS CORP. OF THE FORMER HIGH PEAKS BASE CAMP PROPERTY ACQUIRED BY TAX SALE TO KONRAD C TESTWUIDE, AND CANCELING THE CONTRACT WITH ACO CONSTRUCTION, LLC

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

WHEREAS, by Resolution No. 145 of 2005, this Board of Supervisors authorized the sale of a portion of the former High Peaks Base Camp property (the "Property") in the Towns of Jay and Wilmington to be sold to ACO Construction, LLC (ACO), for the price (\$138,500) and upon the terms negotiated by Contemporary Mortgage Bankers Corp. (Contemporary) pursuant to an order of the United States Bankruptcy Court; and

WHEREAS, ACO has advised Contemporary and the County that it desires to withdraw from the contract and have the same canceled without any party having further claims or rights as against any other party thereto, and upon information and belief Contemporary has satisfactorily resolved the claims regarding the down payment; and

WHEREAS, the County is advised that Contemporary has, pursuant to its authority under the Bankruptcy Court order, negotiated a new contract for the sale of the entire Property to Konrad C. Testwuide for the price of \$400,000.

BE IT RESOLVED that the Essex County Board of Supervisors hereby cancels the contract with ACO Construction, LLC on the condition that it and Contemporary resolve any claims either may have to the down payment and provided that upon such cancellation ACO, Contemporary and the County shall not have any further rights or claims against each other arising out of such contract; and

BE IT FURTHER RESOLVED that upon such cancellation this Board does hereby approve

and authorize the sale of the entire Property to Konrad C. Testwuide for the sum of \$400,000 as negotiated by Contemporary pursuant to the Bankruptcy Court order, and authorizes the Chairman to execute and all documents necessary to consummate such sale.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 404

December 28, 2005
Last Day of the Annual

RESOLUTION IN SUPPORT OF THE APPLICATION BY NORTH COUNTRY COMMUNITY COLLEGE FOUNDATION, INC. TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR GRANT FUNDS TO COVER THE COST OF PERMANENT REPAIRS TO THE BALLARD MILL DAM AT THE MALONE CAMPUS OF NORTH COUNTRY COMMUNITY COLLEGE

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

WHEREAS, North Country Community College Foundation, Inc. (Foundation) owns the Ballard Mill Dam at the site of the North Country Community College (NCCC) Campus in Malone, Franklin County, New York, and said Dam is in urgent need of permanent repairs in order to protect the health, safety, and welfare of NCCC students and staff, and to protect and preserve the campus facilities; and

WHEREAS, the Foundation has applied to the New York State Department of Environmental Conservation for grant funding under the Safe Dams Program in order to pay the costs of permanent repairs to the Dam.

BE IT RESOLVED that the Essex County Board of Supervisors hereby supports the Foundation's application for grant funds under the Safe Dam Program in order to acquire the funds necessary to effectuate permanent repairs to the Ballard Mill Dam.

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

Resolution No. 405

December 28, 2005
Last Day of the Annual

RESOLUTION OF APPRECIATION TO

RONALD J. BRIGGS

FOR HIS SERVICE AS ESSEX COUNTY DISTRICT ATTORNEY

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

WHEREAS, *the Office of District Attorney is an essential County office; and*

WHEREAS, *the District Attorney has the responsibility of protecting the people of his County and prosecuting in the name of the People of the State of New York; and*

WHEREAS, *Ronald J. Briggs, Esq. has served Essex County as Assistant District Attorney and for the past 12 years as District Attorney; and*

WHEREAS, *Mr. Briggs' office has prosecuted people who have committed crimes which endangered the lives of the people of Essex County; and*

WHEREAS, *Mr. Briggs' dedication to the people of the County of Essex has been an area of admiration for the Board; and*

WHEREAS, *Mr. Briggs will be leaving the public office of District Attorney and be going into private practice on January 1, 2006, Now Therefore,*

BE IT RESOLVED *that the Essex County Board of Supervisors expresses its gratitude to Ronald J. Briggs for his 12 years as Essex County's District Attorney; and*

BE IT FURTHER RESOLVED *that the Board directs its Clerk to spread this resolution upon the minutes of this meeting with a suitably embossed copy going to Mr. Briggs with our thanks on a job well-done.*

The following resolution was unanimously seconded and adopted.

RESOLUTION OF APPRECIATION TO
THE HONORABLE ANDREW HALLORAN
JUDGE OF THE FAMILY, COUNTY & SURROGATE'S
COURTS OF ESSEX COUNTY

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

WHEREAS, *the Honorable Andrew Halloran, Judge of the County, Family and Surrogate's Courts of Essex County will be retiring on December 31, 2005; and*

WHEREAS, *Judge Halloran has presided over criminal and civil cases in County Court, as well as cases in the Family and Surrogate's Courts; and*

WHEREAS, *Judge Halloran has heard every case with a fair, open, and analytical mind; and*

WHEREAS, *Judge Halloran in Family Court always had the best interest of every child in his decisions; and*

WHEREAS, *every jurist's career is defined by a case, Judge Halloran's case is preserving the rights of the individual over the presumed rights of the state in closing a piece of land; and*

WHEREAS, *Judge, who was a great devotee of the United States Constitution, would admonish students who came to observe his court to members of the BAR to read, "really read" the United States Constitution; and*

WHEREAS, *Judge Halloran who was once a member of this board has served the courts of Essex County for 10 years; and*

WHEREAS, *when Judge Halloran's gavel lies silent a great void will be found in the County Courts.*

BE IT RESOLVED *that the Essex County Board of Supervisors applauds the career of the Hon. Andrew Halloran as he retires from the court bench and commends*

him on his dedication to justice; and

BE IT FURTHER RESOLVED that the Board directs its Clerk to spread this resolution upon the minutes of this meeting and to prepare a suitably embossed copy for Judge Halloran, and

BE IT FURTHER RESOLVED that the County Clerk be requested to set a day to prepare a ceremony for the placing of Judge Halloran's picture in Court to be a constant reminder of the good works of this jurist.

This resolution was unanimously seconded and adopted.

Resolution No. 407

December 28, 2006
Last Day of the Annual

**RESOLUTION AMENDING THE 2005 ESSEX COUNTY BUDGET
FOR THE DEPARTMENT OF PUBLIC WORKS**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2005 Essex County Budget for the Department of Public Works, Buildings & Grounds Division, by increasing revenues (1620 42801 - Interfund Revenues) in the sum of \$25,738, and by increasing appropriations as follows:

<u>Account #</u>	<u>Account Name</u>	<u>From</u>	<u>To</u>
16204 5412	Repairs Building	\$ 66,821	\$ 70,700
16204 5418	Fuel & Oil	54,530	72,346
16204 5442	Auto Gas	3,300	6,597
16204 5450	Snow Removal	15,000	15,155
16204 5459	Cleaning Supplies	12,139	12,641
16204 5436	Advertising Fees	34	79
16204 5422	Equipment Repair	930	940

16204 5410	Office Supplies	1,025	1,057
16204 5424	Postage	28	30

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

Resolution No. 408

December 28, 2005
Last Day of the Annual

**RESOLUTION ESTABLISHING SALARY GRADES FOR CONFIDENTIAL
SECRETARY POSITIONS AND AMENDING RESOLUTION NO.394 OF 2005
FIXING THE 2006 SALARIES
FOR SUCH POSITIONS ACCORDINGLY**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby establishes the salary grades for the exempt class positions of confidential secretary as follows: MC Grade 6 (\$18.94 per hour) for such positions in the offices of District Attorney, Public Defender and County Attorney; and MC Grade 5 (\$17.16 per hour) for such positions in the offices of County Manager and Sheriff; and

BE IT FURTHER RESOLVED that Resolution No. 394 of 2005 is hereby amended accordingly to the extent that the same is inconsistent with this resolution.

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

AYES: 2456 votes
NOES: 0 votes
ABSENT: 387 votes (Dedrick)

