

Resolution No. 182

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE EMERGENCY SERVICES
DEPARTMENT TO ACCEPT A COMMERCIAL DIRECT ASSISTANCE PROGRAM
AWARD IN THE FORM OF TRAINING AND EQUIPMENT**

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

Upon the approval of the Public Safety Committee and with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

WHEREAS, the Emergency Services Department is being awarded a commercial direct assistance program, with no matching funds, which is a 100% grant, and is able to secure a portable HAZMAT WMD chemical identification unit for the HAZMAT WMD Team so that Essex County can use it on a regional approach with neighboring Counties.

BE IT RESOLVED that the Board of Supervisors hereby authorizes the Emergency Services Department to accept a commercial direct assistance program award in the form of training and equipment.

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

AYES:	2509	votes	
NOES:	0	votes	
ABSENT:	334	votes	(Canon, Ashline and Moses)

Resolution No. 183

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PAYMENT OF \$62.30 TO
MATTHEW NORFOLK FOR MARCH MILEAGE**

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

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

WHEREAS, Matthew Norfolk, formerly an Essex County Assistant District Attorney, submitted his Voucher for mileage on April 28, 2006, for March 2006 which is still

outstanding.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the payment of the Voucher submitted by Michael Norfolk for his mileage for March while working as an Assistant District Attorney for Essex County.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 184

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PAYMENT OF \$554.60 TO
THE COMFORT INN OF LAKE PLACID FOR DOMESTIC
VIOLENCE TRAINING HOSTED BY THE
DISTRICT ATTORNEY'S OFFICE**

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

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

WHEREAS, the District Attorney's Office hosted a Domestic Violence Training at the Comfort Inn of Lake Placid and the fee of \$554.60 relative to the cost of renting the room for the training and for refreshments at the training needs to be paid.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the payment of \$554.60 to the Comfort Inn of Lake Placid for Domestic Violence Training hosted by the District Attorney's Office.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 185

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A CONTRACT WITH CANDANCE
RIEKER AT A COST OF \$30/HOUR, NOT TO EXCEED \$2500.00,
FOR THE REMAINDER OF 2006 TO ASSIST WITH CRIMINAL
APPEALS, FROM BUDGETED FUNDS**

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

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

WHEREAS, the Public Defender's Office advised that it is necessary to contract with Candance Rieker relative to services to assist the Public Defender's Office with criminal appeals for the remainder of 2006 at a cost of \$30/hour, not to exceed \$2,500.00, to be paid from budgeted funds.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the Public Defender's Office to enter into a Contract with Candance Rieker relative to her services for assistance with criminal appeals for the remainder of 2006 at a cost of \$30/hour, not to exceed \$2,500.00, from budgeted funds.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 186

**July 3, 2006
Regular Board Meeting**

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE
DEPARTMENT OF SOCIAL SERVICES, TO INCREASE
REVENUES AND APPROPRIATIONS BY \$4,901.00 FROM A 2005
GRANT**

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

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

WHEREAS, the Department of Social Services needs to increase revenues and appropriations by the sum of \$4,901.00 from a 2005 grant.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2006 Budget of the Department of Social Services in the sum of \$4,901.00 from a 2005 grant by increasing revenues and appropriations as follows:

Account #6010 43610 in the sum of \$4,901.00
Account #60101 5130 in the sum of \$4,901.00

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

AYES:2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 187

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE OFFICE OF AGING TO
SUBMIT AN APPLICATION FOR POINT OF ENTRY FOR THE
LONG TERM CARE PROGRAM AND TO ACCEPT A \$52,000.00
GRANT**

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

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

WHEREAS, the Office of Aging would like to submit an application for point of entry for the Long Term Care Program and to accept a \$52,000.00 grant.

BE IT RESOLVED, that the Essex County Board of Supervisors does hereby authorize the Office of Aging to submit an application for point of entry for the Long Term Care Program and to accept a \$52,000.00 grant.

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

AYES:2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 188

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE
OFFICE OF AGING, TO INCREASE
REVENUES AND APPROPRIATIONS BY \$50,000 -
UNANTICIPATED SPAP MONIES**

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

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

WHEREAS, the Office of Aging needs to increase revenues and appropriations by the sum of \$50,000.00 relative to unanticipated SPAP monies.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2006 Budget of the Office of Aging in the sum of \$50,000.00 by increasing revenues and appropriations as follows:

Revenue:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
6772-4477261	Federal Aide SPAP	\$50,000.00

Appropriations:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
67721-5110	Regular Wages	\$14,865.00
67728-5820	Social Security	\$1,138.00
67728-5440	Disability Insurance	\$57.00
67728-5450	Health Insurance	\$5,304.00
67728-5451	Pharmacy Expenses	\$636.00
67724-5400INV	Inventory	\$2,125.00
67724-5442	Auto, Gas	\$600.00
67724-5443	Travel Reimbursement	\$200.00
67724-5424	Postage	\$600.00
67724-5420	Printing	\$200.00
67724-5410	Office Supplies	\$700.00
67724-5423	Telephone	\$600.00
67724-5451	Training	\$2,175.00
67724-5487	Miscellaneous	\$9,600.00
67724-5436	Advertising	\$11,200.00

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 189

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE APPOINTMENTS TO THE
2006 ESSEX COUNTY OFFICE OF AGING ADVISORY COUNCIL**

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

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

WHEREAS, there has been a request for the authorization of the 2006 advisory council members for the Office of Aging.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the 2006 advisory council members for the Office of Aging.

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

Resolution No. 190

July 3, 2006
Regular Board Meeting

**RESOLUTION APPROPRIATING THE SUM OF \$5,000.00 FROM
THE CONTINGENT ACCOUNT INTO THE DPW BRIDGE
ACCOUNT FOR A JOINT STUDY WITH CLINTON COUNTY ON
THE MILL HILL BRIDGE IN THE TOWN OF CHESTERFIELD,
SUCH FUNDS TO BE REIMBURSED BY CLINTON COUNTY AS
THEIR PORTION OF THE STUDY**

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

Upon the recommendation of the Department of Public Works Committee, and with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

WHEREAS, a Level One study is needed to be done relative to what is needed to bring back up to the passenger car level the Mill Hill Bridge in the Town of Chesterfield which is jointly owned by Clinton and Essex County as it crosses the AuSable River.

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

appropriating the sum of \$5,000.00 from the contingency account (Account #19904-5487) into the DPW Bridge Account (Account # 511045400MHB) for a joint study with Clinton County on the Mill Hill Bridge in the Town of Chesterfield, such funds to be reimbursed by Clinton County for construction costs.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

BUDGET IMPACT STATEMENT:	
Contingent Account Balance as of 06/06/06:	\$ 323,504.75
Reduction Impact of this resolution:	5,000.00
FY2006 Contingent Account Balance:	\$ 318,504.75

Resolution No. 191

July 3, 2006
Regular Board Meeting

RESOLUTION URGING THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO WORK WITH THE TOWN OF MORIAH ON REDUCING THE SPEED LIMIT ON ROUTE 9N AND 22 IN THE HAMLET OF CHEEVER AND WITH THE TOWN OF JAY ON REDUCING THE SPEED LIMIT ON THE GROVE ROAD BEFORE A SERIOUS ACCIDENT OCCURS

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

Upon the recommendation of the Department of Public Works Committee, and with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

WHEREAS, there has been considerable concern relative to the safety of the passengers of vehicles traveling along Rt 9N and 22 in the Hamlet of Cheever at the posted speed limit and also along the Grove Road in the Town of Jay.

BE IT RESOLVED that the Essex County Board of Supervisors hereby respectfully urges the New York State Department of Transportation to work with the Town of Moriah in reducing the speed limit on Route 9N and 22 in the Hamlet of Cheever and with the Town of Jay on reducing the speed limit of the Grove Road before a serious accident occurs.

BE IT FURTHER RESOLVED that the Clerk of the Essex County Board of Supervisors is hereby directed to forward a certified copy of this Resolution to the New York

State Department of Transportation.

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

Resolution No. 192

July 3, 2006
Regular Board Meeting

**RESOLUTION DECLARING AS SURPLUS A 1995 VAN LOCATED
AT DPW HIGHWAY AND AUTHORIZING THE TOWN OF MORIAH
TO PURCHASE SUCH VAN FOR \$200.00**

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

Upon the recommendation of the Department of Public Works 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 declares a 1995 van located at DPW Highway to be surplus and authorizes and directs that the same be sold as surplus property to the Town of Moriah for the sum of \$200.00; and

BE IT FURTHER RESOLVED that said 1995 van will be sold to the Town of Moriah for the sum of \$200.00 in an "as is - where is" condition and that the County of Essex makes no warranties, express or implied, as to the fitness for a particular purpose or condition of said motor vehicle.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 193

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE
DPW-SAFETY BUDGET, TO INCREASE REVENUES AND
APPROPRIATIONS BY \$41,500.00 - RECEIPT OF PESH GRANT**

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

Upon the recommendation of the Department of Public Works Committee, and with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

WHEREAS, the Department of Public Works has received a PESH Grant in the sum

of \$41,500.00 and will need to amend their budget to increase the revenues and appropriations by said amount.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2006 Budget of the Department of Public Works by increasing revenues (3989 43089) and appropriations (39894.5440) by the sum of \$41,500.00 for the receipt of a PESH Grant.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 194

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE SUBMISSION OF A COMMUNITY
DEVELOPMENT
BLOCK GRANT APPLICATION IN THE AMOUNT OF \$416,000 TO THE STATE
STATE OF NEW YORK IN JULY 2006**

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

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

WHEREAS, the County of Essex has been invited to submit an application to New York State for the New York State Community Development Block Grant program for an economic development program in the amount of \$416,000.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the submission of an application to New York State for the New York State Community Development Block Grant program for an economic development program grant in the amount of \$416,000 to aid in the start-up of a new bio-tech company in Lake Placid.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Connell, Ashline and Moses)

Resolution No. 195

July 3, 2006
Regular Board Meeting

RESOLUTION AUTHORIZING THE SUBMISSION OF A COMMUNITY

DEVELOPMENT

BLOCK GRANT SMALL CITIES PROGRAM APPLICATION IN THE AMOUNT OF \$750,000 TO THE STATE OF NEW YORK IN JULY 2006

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

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

WHEREAS, the Essex County Industrial Development Agency is currently working with the Town of Ticonderoga to submit an application to the New York State Community Development Block Grant Small Cities Program for a municipal wastewater collection system along Routes 9N and 74 in Ticonderoga.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes and supports submission of a Community Development Block Grant Small Cities Program application in the amount of \$750,000 to the State of New York in July of 2006 for a municipal wastewater collection system along Routes 9N and 74 in Town of Ticonderoga.

This resolution was unanimously seconded, and adopted.

Resolution No. 196

July 3, 2006
Regular Board Meeting

RESOLUTION AUTHORIZING THE REAPPOINTMENT OF CAROL GENIER TO THE ESSEX COUNTY EMPIRE ZONE BOARD FOR A TERM EXPIRING ON JUNE 30, 2010

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

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

WHEREAS, Carol Genier has been a member of the Essex County Empire Zone Board and the Board has requested her reappointment for a term expiring on June 30, 2010.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby reappoints Carol Genier to the Essex County Empire Zone Board for a term expiring on June 30, 2010.

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

Resolution No. 197

July 3, 2006
Regular Board Meeting

RESOLUTION AUTHORIZING THE APPOINTMENT OF WILLIAM LARROW TO REPLACE HAROLD BRESSETT ON THE ESSEX COUNTY ZONE BOARD

FOR A TERM EXPIRING ON JUNE 30, 2010

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

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

WHEREAS, Harold Bresett, a former Moriah Central School Superintendent, will be retiring from the Essex County Empire Zone Board and the Board desires to replace him with William Larrow for a four year term to expire on June 30, 2010.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby appoints William Larrow as a member of the Essex County Empire Zone Board for a term expiring June 30, 2010.

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

Resolution No. 198

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING ESSEX COUNTY TO APPLY TO THE FARMLAND
PROTECTION BOARD FOR AN EASEMENT FOR SAM HENDREN
IN THE TOWN OF CHESTERFIELD**

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

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

WHEREAS, the Essex County Farmland Protection Board, has recommended applying for a Conservation Easement for Sam Hendren in the Town of Chesterfield.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Farmland Protection Board to apply for a Conservation Easement for properties owned by Sam Hendren in the Town of Chesterfield.

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

Resolution No. 199

July 3, 2006
Regular Board Meeting

**RESOLUTION APPOINTING NAJ WIKOFF TO THE OCCUPANCY TAX ADVISORY
COMMITTEE FOR A ONE-YEAR TERM**

The following resolution was offered by Supervisor Dedrick , who moved its

adoption.

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

WHEREAS, *Naj Wikoff has been offered for consideration as a member of the Occupancy Tax Advisory Committee by the Committee.*

BE IT RESOLVED, *that the Essex County Board of Supervisors hereby appoints Naj Wikoff to the Essex County Occupancy Tax Advisory Committee for a one-year term which term is to begin on the 3rd day of July, 2006 and to end on the 2nd day of July, 2007.*

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

Resolution No. 200

July 3, 2006
Regular Board Meeting

RESOLUTION OF CONGRATULATIONS TO THE BLACK WATCH MEMORIAL LIBRARY IN TICONDEROGA ON THEIR 100TH ANNIVERSARY, JULY 8, 2006

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

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

WHEREAS, the Black Watch Memorial Library located in Ticonderoga, New York will celebrate its 100th Anniversary as a Chartered Memorial Library on July 8, 2006, and the Essex County Board of Supervisors would like to commend and congratulate the Library for the fine services and programs which it has provided for the residents and visitors of Ticonderoga and Essex County for the last 100 years.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby congratulates and commends the Black Watch Memorial Library upon their 100th Anniversary as a Chartered Memorial Library on July 8, 2006.

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 Black Watch Memorial Library of Ticonderoga, New York.

This resolution was unanimously seconded and adopted.

Resolution No. 201

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE YOUTH BUREAU,
TO INCREASE REVENUES AND APPROPRIATIONS BY \$2,255.00 - FEES
COLLECTED**

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

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

WHEREAS, the Youth Bureau needs to increase revenues and appropriations by the sum of \$2,255.00 for the Learn to Swim program.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2006 budget of the Youth Bureau in the sum of \$2,255.00 by increasing revenues and appropriations as follows:

Revenue:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
42070SWI	Learn to Swim	\$2,255.00

Appropriations:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
73104 5440 SWIM	Learn to Swim	\$2,2550.00

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 202

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE YOUTH BUREAU,
TO INCREASE REVENUES AND APPROPRIATIONS BY \$750.00 - FEES COLLECTED**

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

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

WHEREAS, the Youth Bureau needs to increase revenues and appropriations by the sum of \$750.00 for Youth Bureau Lifeguard Training.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2006 budget of the Youth Bureau in the sum of \$750.00 by increasing revenues and appropriations as follows:

Revenue:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
73104.42070	Lifeguard Training	\$750.00

Appropriations:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
73104.5451	Training / Schools (Lifeguard Training)	\$750.00

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

AYES: 2509 votes

NOES: 0 votes

ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 203

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING JOSEPH A. PROVONCHA TO SERVE AS
ESSEX COUNTY COMMISSIONER OF JURORS FOR NEW YORK STATE**

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

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

WHEREAS, the position of Essex County Commissioners of Jurors is currently vacant.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes Joseph A. Provoncha to serve as the Essex County Commissioner of Jurors for New York State.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the Hon. Vito C. Caruso, JSC, Administrative Law Judge, 4th Judicial District, 612, State Street, Schenectady, NY 12305.

This resolution was unanimously seconded and adopted.

Resolution No. 204

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE SALE OF TWO PARCELS OF PROPERTY IN
THE TOWN OF JAY TO HARVEY AND LEAH JAQUISH**

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

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

WHEREAS, the County of Essex acquired title to Town of Jay Tax Map #27.10-4-31.000 and Tax Map #27.10-4-32.1200, previously owned by Harvey and Leah Jaquish pursuant to tax foreclosure sale; and

WHEREAS, Harvey and Leah Jaquish have offered to purchase each of these parcels for \$4,600 and \$1,000 respectively, and

WHEREAS, the Essex County Board of Supervisors has duly considered this offer taking into consideration the location of the property, the fact that there is a mobile home on the premises capable of being removed, the total tax delinquency as of July 1, 2006, the likelihood of being able to sell these property's on the open market or auction for greater than \$5,600.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby agrees to sell the herein above referenced premises to Leah and Harvey Jaquish for the purchase price of \$5,600, the transfer of title to be effectuated by the delivery of a Quit-Claim deed.

BE IT FURTHER RESOLVED, that the County Attorney and County Treasurer are directed to proceed with the said sale.

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

AYES: **2509 votes**
NOES: **0 votes**
ABSENT: **334 votes** (Canon, Ashline and Moses)

Resolution No. 205

July 3, 2006
Regular Board Meeting

**RESOLUTION IN OPPOSITION TO SENATE BILL 7921-A
AN ACT TO AMEND THE ENVIRONMENTAL CONSERVATION LAW, THE PUBLIC
HEALTH LAW AND REAL PROPERTY LAW, IN RELATION TO ENACTING
THE "PRIVATE WELL TESTING ACT"**

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

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

WHEREAS, there has currently been proposed in the New York State Senate, Senate Bill 7921-A entitled “an act to amend the Environmental Conservation Law, the Public Health Law and the Real Property Law, in relation to enacting the “private well testing act”; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby expresses its strong and vehement opposition to proposed Senate Bill 7921-A “an act to amend the Environmental Conservation Law, the Public Health Law and the Real Property Law, in relation to enacting the “private well testing act”.

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby authorized and directed to immediately send a certified copy of this resolution to Governor George E. Pataki, Joseph L. Bruno, Senate Majority Leader, Senator Elizabeth O’C Little and, David A. Paterson, Senate Minority Leader.

This resolution was unanimously seconded and adopted.

Resolution No. 206

July 3, 2006
Regular Board Meeting

**RESOLUTION SUPPORTING THE TOWN OF TICONDEROGA’S REQUEST FOR
A SIGN VARIANCE FOR LOWE’S**

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

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

WHEREAS, the Adirondack Park Agency has determined that the sign which Lowe’s wishes to attach to the proposed store located in Ticonderoga, New York is too large and needs to be reduced; and

WHEREAS, Lowe’s and the Town of Ticonderoga have requested a variance from the Adirondack Park Agency to permit them to attach their 300 square foot sign to the building.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby strongly supports the request for a sign variance for the Lowe’s store to permit the store to attach its current 300 square foot sign to the building and requests that the Adirondack Park Agency grant such variance in the interest of the people of the Town of Ticonderoga and the residents of the County of Essex.

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby authorized and directed to immediately send a certified copy of this resolution to the Adirondack Park Agency Commission - Richard Lefebvre, Executive Director.

This resolution was unanimously seconded and adopted.

Resolution No. 207

July 3, 2006
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
DAVID KOECHEL, SR.**

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

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

WHEREAS, David Koechel, Sr., passed away on June 14, 2006; and

WHEREAS, David Koechel, Sr., was a veteran of the Korean War where he received three purple hearts and a silverstar; and

WHEREAS, David Koechel, Sr., was a member of the Carpenters Union 301 for over 50 years and a member of the Urantia Book Fellowship; and

WHEREAS, David Koechel, Sr., was a loving husband, father, grandfather, uncle and friend and will be sorely missed.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolence to the family of David Koechel, Sr., and

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

This resolution was unanimously seconded and adopted.

Resolution No. 208

July 3, 2006
Regular Board Meeting

**RESOLUTION CREATING THE POSITIONS OF FULL TIME
ESSEX COUNTY VETERAN'S DIRECTOR AND
ESSEX COUNTY DEPUTY VETERAN'S DIRECTOR**

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

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

WHEREAS, James Lloyd, the New York State representative for the Department of Veteran's Affairs for Essex and Franklin Counties and will be retiring from his position with the State of New York; and

WHEREAS, by virtue of Mr. Lloyd's retirement there will be a lack of proper and adequate services to the veterans of the County of Essex; and

WHEREAS, the County of Essex is desirous of creating the full time position of Essex County Veteran's Director and the position of Essex County Deputy Veteran's Director in order to provide the veterans of our County with proper services;

BE IT RESOLVED, the Essex County Board of Supervisors hereby creates the full time position of Essex County Veteran's Director;

BE IT RESOLVED, the Essex County Board of Supervisors does hereby create the second position of Essex County Deputy Veteran's Director,

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

Resolution No. 209

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD TO SIGN A
THREE-YEAR LOCAL PLAN FUNCTIONAL ALIGNMENT ADDENDUM WITH THE
WORKFORCE INVESTMENT BOARD**

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

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

WHEREAS, the Workforce Investment Board is seeking to have the counties of Franklin, Clinton, and Essex develop a broader plan of operation to encompass shared services.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes its chairman of the board to sign a three year local plan function alignment addendum with the Workforce Investment Board.

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

Resolution No. 210

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A MEMORANDUM OF
UNDERSTANDING WITH CSEA PROVIDING HOURLY RATE
ADJUSTMENT FOR CERTAIN SPECIFIC SUPERVISORY
EMPLOYEES UNDER CERTAIN SPECIFIC CONDITIONS WITHIN**

**THE DEPARTMENT OF SOCIAL SERVICES TO RECTIFY RATE
OF PAY INEQUITIES CAUSED BY THE ELIMINATION OF THE
PREVIOUS STEP AND GRADE SYSTEM**

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

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

WHEREAS, it has been brought to the County's attention that certain supervising employees who have the same number of years of service or more service as the employees they are supervising make less salary than those that they supervise due to the contractual language as to how promotions were handled in previous union contracts and the removal of the step and grade system which has resulted in inequity some limited circumstances; and

WHEREAS, the County is desirous of remedying this inequity.

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

A memorandum of understanding with CSEA to provide a one time 3.5% hourly increase to the Coordinator of Child Support Enforcement - Marsha McCarroll and Case Supervisor - Grade B - Timothy Pierce, with such increases retroactive to January 1, 2006, cost to be paid from budgeted funds within the Department of Social Services and,

To allow the CSEA thirty (30) days from the date of such memorandum of understanding to provide the names of any other employees for equal consideration provided they meet the following conditions;

- The employee must be responsible for supervising employees who are making more per hour than their position currently is paid at.
- The employee must have equal to or greater than years of service time.
- The employee must have been paid at one time under the old step and grade system.

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

AYES:	2158	votes	
NOES:	351	votes	(Scozzafava)
ABSENT:	334	votes	(Canon, Ashline and Moses)

Resolution No. 211

July 3, 2006
Regular Board Meeting

RESOLUTION ADOPTING LOCAL LAW NO. 3 OF 2006, AMENDING

**LOCAL LAW NO. 1 OF 1981, RELATIVE TO THE COUNTY'S SELF-
INSURANCE PLAN AND THE APPORTIONMENT
OF EXPENSES AMONG THE PARTICIPANTS AND AMENDING LOCAL
LAW NO. 3 OF 1959, RELATIVE TO ENTRY AND WITHDRAWAL INTO
THE PLAN**

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

WHEREAS, by Resolution duly adopted at a Regular Board Meeting held on the 6th day of June, 2006, this Board introduced Local Law No. 3 of 2006, entitled "A Local Law amending Local Law No. 1 of 1981, the annual estimate of expenses apportioned among the participants and amending Local Law No. 3 of 1959, Section B, entry and withdrawal into the plan", and scheduled a Public Hearing thereon on the 19th day of June, 2006, at 9:30 a.m. to hear any and all persons concerning the same; and

WHEREAS, such Local Law, in its final form, has been placed on the desks or tables of all members of the Board of Supervisors for a period of seven (7) or more days, exclusive of Sunday, before any action was taken thereon; 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 Local Law No. 3 of 2006 entitled "Local Law No. 3 of the year 2006 - a Local Law amending Local Law No. 1 of 1981, the annual estimate of expenses apportioned among the participants and amending Local Law No. 3 of 1959, Section B, entry and withdrawal into the plan". Such Local Law reading and providing as follows:

ESSEX COUNTY LOCAL LAW NO. 3 of 2006

A local law amending Local Law No. 1 of 1981, the annual estimate of expenses apportioned among the participants and amending Local Law No. 3 of 1959, Section B, entry and withdrawal into the plan, as follows:

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

SECTION 1.

Section 1, paragraph C of Local Law No. 3 of 1959, as amended by Local Law No. 1 of 1981, shall be amended to read:

The annual estimated expenses shall be apportioned among the participants based upon the following three factors:

A. *50% of the estimated amount needed to operate the plan, as adopted in August of each year as required by law, shall be apportioned among the participants on the basis of claims paid over the previous five (5) completed years of claims and shall be calculated based upon the following;*

1. *The Administrator of the Plan shall compile and certify the dollar amount of claims for all participants based upon the previous (5) completed years of claims attributable to such participant.*
2. *The percentage of claims for each participant shall be determined by*

dividing the five (5) year claims totals of each participant into the aggregate five (5) year claims total.

3. *Each participants contribution amount attributable to Claims Experience shall be determined using the following formula; multiply 50% of the estimated amount needed to operate the plan by the percentage of claims as determined in Section 1, Subsection A-2 above.*

B. 25% of the estimated amount needed to operate the plan, as adopted in August of each year as required by law, shall be apportioned among the participants on the basis of budgeted payroll for the current year and shall be calculated based upon the following;

1. *The Administrator of the Plan shall compile and certify the dollar amount of participants payroll based upon adopted budgets as submitted yearly to the Clerk of the Board.*
2. *The percentage of payroll for each participant shall be determined by dividing the payroll totals of each participant into the aggregate payroll total.*
3. *Each participants contribution amount attributable to payroll shall be determined using the following formula; multiply 25% of the estimated amount needed to operate the plan by the percentage of payroll as determined in Section 1, Subsection B-2, above.*

C. 25% of the estimated amount needed to operate the plan, as adopted in August of each year as required by law, shall be apportioned among the participants as follows;

1. *Shares for the towns shall be apportioned among them based upon simple majority weighted votes as determined every ten years by population census, and shall be calculated based upon percentage of weighted vote.*
2. *The percentage of weighted vote for each town shall be determined by dividing the simple majority weighted votes of each town into the aggregate simple majority weighted vote total.*
3. *The County as an entity does not have weighted votes, therefore the County apportionment for Section 1, Subsection C, shall be set at 75% of the amount determined necessary for Section 1, Subsection C.*

Note: The 75% amount was arrived at based upon the principle that the County's experience and payroll ratio is generally in the 70% plus range, with the most likely growth in these areas at the County level.

4. *The Town participant share shall be determined using the following formula; use the amount determined for Section 1, Subsection C., subtract the County's 75% share, then multiple by the percentage of weighted vote as determined in Section 1, Subsection C-2, above.*

SECTION 2.

Section B of Local Law No. 3 of 1959 shall be amended to read: (new text underlined)

B. ENTRY AND WITHDRAWAL

Participants as defined in subdivision A hereof, other than the County of Essex, shall be admitted as of January 1st following the date of application for participation, but not prior to January 1, 1961; provided, that a certified copy of resolution of the governing body of the applicant shall be filed with the Committee by the preceding July 1st.

A participant may withdraw from the plan effective at the end of a fiscal year by filing with the Committee by the preceding July 1st notice of such withdrawal. The assessment percentage for such participant shown in the last annual estimate and apportionment of costs shall be applied to the amount of the plan's outstanding liabilities at the date of withdrawal, to produce the amount payable by the participant.

The amount payable by a participant upon withdrawal shall be collected in full, or in such installments and at such date as the Board of Supervisors may determine.

A participant may re-enter the plan provided that such participant has a minimum of five (5) completed years of claims experience with another carrier which can be provided to the committee for formula purposes. Such requirement effectively prohibits a participant from re-entering the plan until a minimum of five completed years of claims from another carrier have been documented.

It shall be the responsibility of the participant requesting to re-enter the plan to obtain from it's previous carrier such five years claims experience totals and to provide those numbers to the plan administrator.

The participant requesting to re-enter the plan shall be responsible for any outstanding liabilities it may have generated while outside the County Self-Insurance Plan.

A certified copy of resolution of the government body of the applicant to re-enter the Plan shall be filed with the Plan Administrator by the preceding July 1st.

SECTION 3.

This Local Law shall take effect immediately upon filing with the Office of the New York State Secretary of State.

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

AYES:	2509	votes	
NOES:	0	votes	
ABSENT:	334	votes	(Canon, Ashline and Moses)

Resolution No. 212

July 3, 2006
Regular Board Meeting

RESOLUTION AMENDING ESSEX COUNTY'S POLICY REGARDING THE SUBMISSION OF LIEN RELEASES FROM SUBCONTRACTORS AS A CONDITION OF PAYMENT TO CONTRACTORS

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

Upon the approval of the Ways and Means Committee of this body and the same appearing proper and necessary;

WHEREAS, Essex County's current policy regarding payment to contractors performing work and services on the current Jail/Public Safety project requires contractors to submit lien releases from all sub-contractors prior to the contractor being paid; and

WHEREAS, the current process has resulted in substantial delay in the construction process and in confusion in that the contractors cannot pay their

subcontractors until they are paid by the County and subcontractors have refused to sign lien releases until they have been paid; and

WHEREAS, the Essex County Board of Supervisors is desirous of amending the policy regarding lien releases for subcontractors to provide for a more orderly and efficient process;

BE IT RESOLVED that contractors who perform work and provide materials and services, on the new Jail/Public Safety project shall be paid upon the submission of proper requests for payments provided that subcontractor lien releases accompany these requests for payment for all work, services and materials provided by subcontractors. The Essex County Purchasing Agent and/or the Essex County Superintendent of Public Works shall have the discretion to authorize payment to contractors with respect to a specific requests for payment without subcontractor lien releases provided that the contractor has provided all subcontractor lien releases for all periods prior to the period which relates to the current request for payment. No payment will be made to the contractors unless they comply with these terms and conditions and all contracts with existing contractors shall be so amended;

BE IT FURTHER RESOLVED that all contractors must provide the County with a list of all past and current subcontractors which they are using on the project which list shall be updated monthly

BE IT FURTHER RESOLVED that subcontractor lien releases so required shall be from all subcontractors providing \$5,000.00 or more work, labor and services on the project in total. With respect to subcontractors who provide less than \$5,000.00 in total work, labor and services on this project, the Essex County Purchasing Agent and/or Essex County Superintendent of Public Works shall have full discretion as to whether to require the subcontractor lien release prior to the payment to the contractor, however, nothing herein shall be construed to change or modify all other provisions of all existing contracts and the required procedure for final payment on the project to all contractors which includes lien releases for any and all subcontractors no matter level and what amount of service the subcontractors provide.

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

**AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)**

Resolution No. 213

**July 3, 2006
Regular Board Meeting**

**RESOLUTION OF CONDOLENCE
TO THE FAMILY OF NICOLE L. IVES-HAYES**

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

Upon the approval of the Ways and Means Committee of this Body and the same appearing proper and necessary;

WHEREAS, Nicole L. Ives-Hayes of Lewis, New York passed away on June 24, 2006; and

WHEREAS, Nicole L. Ives-Hayes was a graduate of Willsboro Central School and a caring and compassionate and loving person who touched the hearts of many; and

WHEREAS, Nicole L. Ives-Hayes is survived by her beloved husband, Larry Hayes, and was a loving wife, daughter, granddaughter and great-granddaughter, sister and niece;

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby expresses their sympathy and condolences of Nicole L. Ives-Hayes.

This resolution was unanimously seconded and adopted.

Resolution No. 214

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING OF AN ENTRY AND TESTING
AGREEMENT WITH M/A - COM, INC.**

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

Upon the recommendation of the Ways and Means Committee of this Body and the same appearing proper and necessary;

WHEREAS, M/A - COM, INC. has contacted the County relative to the entry upon the Belfry Mountain site for the purpose of testing to evaluate whether the existing tower will support the proposed SWN antennas.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to enter into and execute an agreement with M/A-COM, Inc. relative to the Belfry Mountain tower site to see if it will support the SWN antennas and structures.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 215

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A RESCISSION AND
TERMINATION AGREEMENT WITH NORTHEASTERN
INDUSTRIAL PIPING, INC.**

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

Upon the recommendation of the Ways and Means Committee of this Body and the same appearing proper and necessary;

WHEREAS, Essex County had entered into the contract for LP Bulk Storage and Supply with Northeastern Industrial Piping, Inc. for the agreed amount of \$194,966.00; and

WHEREAS, Northeastern Industrial Piping, Inc. is unable to secure the necessary performance bond and labor materials bonds violation of terms of the existing contract; and

WHEREAS, Essex County is desirous of terminating and rescinding the hereinabove referenced agreement and retaining the \$7,500.00 bid deposit submitted.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the execution of a rescission and termination agreement with Northeastern Industrial Piping, Inc. rendering the current contract null and void and stating that the \$7,500.00 bid deposit shall remain with the County.

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

AYES:2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 216

**July 3, 2006
Regular Board Meeting**

**RESOLUTION TO OBTAIN A PRICE FROM ADIRONDACK
PROFESSIONAL SERVICES FOR WORK RELATED TO THE
ENSIGN POND ROAD**

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

Upon the approval of the Ways and Means Committee of this Body and the same appearing proper and necessary;

WHEREAS, disagreement between Essex County and the Department of Environmental Conservation relative to the width of the Ensign Pond Road and other roads located in the County which has impeded the proper care and maintenance of the roads

by the Essex County Department of Public Works; and

WHEREAS, John Deming, L.S., the sole proprietor of Adirondack Professional Services, possess unique professional and specialized skill, training and expertise relative to the creation, existence, location and widths of many of the County roads which were established in the early 19th Century and, it would appear extremely difficult to obtain this information from any other source;

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes this County to obtain an estimate from John Deming/Adirondack Professional Services for contractual purposes relative to work to be done relative to the determination of the width of Ensign Pond Road.

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

AYES:	2158	votes	
NOES:	351	votes	(Scozzafava)
ABSENT:	334	votes	(Canon, Ashline and Moses)

Resolution No. 217

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING PAYMENT OF THE SUM OF
\$144.72 TO MATTHEW VARGA FOR MILEAGE**

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

Upon approval of the Ways and Means Committee of this Body and the same appearing proper and necessary;

WHEREAS, Matthew Varga, an employee of the Essex County Department of Social Services, submitted a voucher for mileage in the amount of \$144.72 which is still outstanding;

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the payment of the voucher submitted by Matthew Varga for his mileage while working for the Essex County Department of Social Services.

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

AYES: 2509 votes
NOES: 0 votes
ABSENT: 334 votes (Canon, Ashline and Moses)

Resolution No. 218

July 3, 2006
Regular Board Meeting

**RESOLUTION AMENDING RESOLUTION 1 OF 2006 -
"RESOLUTION ADOPTING RULES AND REGULATIONS OF
PROCEEDINGS OF THE ESSEX COUNTY BOARD OF
SUPERVISORS" TO PROVIDE THAT THE CHAIRMAN OF THE
BOARD OF SUPERVISORS SHALL HAVE THE POWER AND BE
DELEGATED THE AUTHORITY TO ISSUE PROCLAMATIONS OF
CONDOLENCES AND CONGRATULATIONS**

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

Upon 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 Resolution 1 of 2006 as follows:

§11 Proclamation

The Chairman of the Board of Supervisors shall have the power, and is hereby delegated the authority, to issue official proclamations on behalf of this Board and the County including, but not limited to Proclamations of Congratulations and Condolences.

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

Resolution No. 219

**July 3, 2006
Regular Board Meeting**

**RESOLUTION OF CONDOLENCE
TO THE FAMILY OF DELMAR L. (BABE) ADAMS**

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

Upon the approval of the Ways and Means Committee of this Body and the same appearing proper and necessary;

WHEREAS, Delmar L. (Babe) Adams of Wilmington, New York passed away on June 5, 2006; and

WHEREAS, Delmar L. (Babe) Adams was a long-time employee of the Town of Wilmington, having served as the Water Superintendent and Code Enforcement Officer; and

WHEREAS, Delmar L. (Babe) Adams was an avid hunter and fisherman and enjoyed camping and traveling; and

WHEREAS, Delmar L. (Babe) Adams was a loving husband, father, grandfather and brother;

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby expresses and extend their deepest sympathy and condolences to the family of Delmar L. (Babe) Adams.

BE IT FURTHER RESOLVED that this Resolution be spread upon the minutes of this Board of Supervisors, with a suitably embossed copy to be forwarded to the family of Delmar L. (Babe) Adams.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCE
TO THE FAMILY OF WALLACE EDWARDS**

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, Wallace (Wally) Edwards passed away on July 2, 2006; and

WHEREAS, Wallace (Wally) Edwards is survived by his wife of 19 years, Boni Edwards; his mother Rita; his children, Carol Rich and her husband Gary, Jeannie McBride and her husband Patrick, Tarra Giannattasio and her husband Jay, Bobi Miron of Gainesville, FL; and Matthew Miron of Enfield, CT; and ten grandchildren. He is also survived by his brother, Thomas, and his wife Patti and their sons; his sister, Terry Stoddard and her fiancé and Terry's children; and a "special" brother, Bobby Hughes and his wife Sue; as well as many cousins and friends. He was predeceased by his son, Wallace Thomas; and his father, George; and

WHEREAS, Wallace (Wally) Edwards was born in Ticonderoga, New York, graduated from Port Henry High School and Hudson Valley Community College with a degree in auto mechanics. After graduation he joined the family business, Edwards Ford and, after the passing of his father, became the third generation owner of the business; and

WHEREAS, Wallace (Wally) Edwards proudly served nine years in the Army National Guard from 1969 to 1978 and it was also with pride that he served as a volunteer fireman in the Port Henry Volunteer Fire Department for 34 years, where he has been Third Assistant Chief and Chief. He was also a past member of the Port Henry Village Board and a Town of Moriah Assessor.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby expresses their deepest sympathy and condolences to the family of Wallace Edwards; and

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

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCE
TO THE FAMILY OF CHARLES C. ZAUMETZER**

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

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

WHEREAS, Charles C. Zaumetzer of AuSable Forks, New York, passed away on June 16, 2006; and

WHEREAS, Charles C. Zaumetzer was a lifelong resident, community stalwart and favorite son of AuSable Forks; and

WHEREAS, Charles C. Zaumetzer owned and operated the Zaumetzer Funeral Home in AuSable Forks, New York, since the early 1960's until the time of his death; and

WHEREAS, Charles C. Zaumetzer was extremely active in the AuSable Forks community having helped establish and having supported the AuSable Forks Ambulance Corporation; and

WHEREAS, Charles C. Zaumetzer was a loving husband, father, brother, uncle, cousin and friend who will be sorely missed but never forgotten.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby expresses their deepest sympathy and condolences to the family of Charles C. Zaumetzer; and

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

This resolution was unanimously seconded and adopted.

Resolution No. 222

**July 3, 2006
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD
TO SIGN A GRANT AGREEMENT WITH THE DEPARTMENT OF
AGRICULTURE AND MARKETS FOR A CONSERVATION
EASEMENT IN THE TOWN OF CHESTERFIELD**

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

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

WHEREAS, Essex County has, through the Essex County Farmland Protection

Board, submitted a request for grant funding in order to undertake specific agricultural conservation easements; and

WHEREAS, one of these easements involves the Ford Farm, so-called, located in the Town of Chesterfield, now owned by Gerald Morrow; and

WHEREAS, the County has entered into a Contract with the New York State Department of Agriculture and Markets relative to a program which makes available grant funds in order to purchase agricultural conservation easements within the County.

BE IT RESOLVED that the Essex County Board of Supervisors does hereby authorize its Chairman to sign an Agreement with the Adirondack Land Trust, Inc. and Town of Chesterfield setting forth responsibilities and implementing and administering a program under which an Agricultural Conservation is acquired relative to property located within the Ford Farm pursuant to the NYS DAM Guidelines.

This resolution was seconded by Supervisor Dedrick and Supervisor Douglas, and adopted with Mr. Morrow abstaining, upon a roll-call vote as follows:

<i>AYES:</i>	<i>2315</i>	<i>votes</i>	
<i>NOES:</i>	<i>0</i>	<i>votes</i>	
<i>ABSENT:</i>	<i>334</i>	<i>votes</i>	(Canon, Ashline and Moses)
<i>ABSTAIN:</i>	<i>194</i>	<i>votes</i>	(Morrow)

Resolution No. 223

July 3, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING AN EXTENSION OF EXISTING
CONTRACT WITH CRANDELL ASSOCIATES UNTIL
DECEMBER 31, 2006**

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, the current Contract with Crandell Associates relative to architectural services on the new Jail/Public Safety Project has expired;

BE IT RESOLVED that the Essex County Board of Supervisors does hereby authorize an extension of the hereinabove referenced Contract until December 31, 2006 and authorizes its Chairman to sign an extension of said Contract.

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

<i>AYES:</i>	<i>2509</i>	<i>votes</i>	
<i>NOES:</i>	<i>0</i>	<i>votes</i>	

ABSENT: 334 votes (Canon, Ashline and Moses)