

**Resolution No. 285**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE PAYMENT OF \$123.71 TO  
ASSISTANT DISTRICT ATTORNEY ELLEN SCHELL FOR JUNE  
MILEAGE**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs payment for mileage reimbursement to Assistant District Attorney Ellen Schell for June 2006 in the sum of \$123.71.

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

<b>AYES:</b>	<b>1917</b>	<b>votes</b>	
<b>NOES:</b>	<b>481</b>	<b>votes</b>	<b>(Seney)</b>
<b>ABSENT:</b>	<b>445</b>	<b>votes</b>	<b>(Douglas, Morency, Ashline)</b>

**Resolution No. 286**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AMENDING THE ESSEX COUNTY BUDGET IN THE  
PROBATION DEPARTMENT, BY INCREASING REVENUES AND  
APPROPRIATIONS BY \$6,409.00 - MONIES RECEIVED FROM NYS DIVISION  
OF PROBATION/CORRECTIONAL ALTERNATIVES**

*The following resolution was offered by Supervisor Glebus, 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**, there is a need to amend the 2006 Essex County Budget for the Probation Department to increase revenues and appropriations by \$6,409.00 relative to monies received from NYS Division of Probation/Correctional Alternatives.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the amendment of the 2006 Essex County Budget for the Probation Department to increase revenues and appropriations by

\$6,409.00 relative to monies received from NYS Division of Probation/Correctional Alternatives as follows:

REVENUE

<u>Account</u>	<u>Increase</u>
43310 State Aid	\$6,409.00

APPROPRIATIONS

31404 - 5400 INV	\$6,409.00
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This resolution was duly seconded by Supervisor Ashworth, and adopted upon a roll-call vote as follows:

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes** (Douglas, Ashline, Morency)

**Resolution No. 287**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE EMERGENCY SERVICES DEPARTMENT TO PLACE ADDITIONAL EQUIPMENT ON GORE MOUNTAIN FROM BELFRY MOUNTAIN FOR THE COMMUNICATION SYSTEM, AT A COST OF APPROXIMATELY \$80,000.00 WITH THE FUNDS TO COME FROM THE CONTINGENCY ACCOUNT**

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.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the Emergency Services Department to place additional equipment on Gore Mountain from Belfry Mountain for the Communication System, at a cost of approximately \$80,000.00 with the funds to come from the Contingency Account. (From Contingent Account 19904 5487 To Technical Equipment Account 30202 5250)

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

**AYES: 2398 votes**  
**NOES: 0 votes**

**ABSENT: 445 votes (Douglas, Morency, Ashline)**

<b>Budget Impact Statement</b>	
<i>Contingent Account Balance as of 9/5/06</i>	<i>\$262,290.75</i>
<i>Reduction Impact as of this Resolution</i>	<i>80,000.00</i>
<i>FY2006 Contingent Account Balance</i>	<i>\$182,290.75</i>

**Resolution No. 288**

**October 2, 2006  
Regular Board Meeting**

**RESOLUTION OF APPRECIATION TO ALL EMERGENCY SERVICES, FIRE,  
EMS AND SHERIFF'S DEPARTMENT PERSONNEL, COUNTY-WIDE, FOR  
THEIR ASSISTANCE WHEN NEEDED**

*The following resolution was offered by Supervisor Seney, 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**, Essex County would like to recognize all Emergency Services, Fire, EMS and Sheriff's Department personnel for their service and assistance to individuals throughout Essex County and, in particular, would like to express its appreciation to them for their prompt and efficient assistance with emergency services relative to the recent tragic bus accident on Interstate 87.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby expresses its deepest appreciation to all Emergency Services, Fire, EMS and Sheriff's Department Personnel throughout the County for their dedication and assistance when needed.

*This resolution was duly unanimously seconded and adopted.*

Resolution No. 289

October 2, 2006  
Regular Board Meeting

**RESOLUTION TO WRITE OFF BAD DEBTS IN THE MENTAL HEALTH  
DEPARTMENT IN THE AMOUNT OF \$4,355.50**

The following resolution was offered by Supervisor Glebus, 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.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Mental Health Department to write off bad debts in the amount of \$4,355.50.

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

**AYES: 2398**      votes  
**NOES: 0**        votes  
**ABSENT: 445**    votes      (Douglas, Morency, Ashlline)

Resolution No. 290

October 2, 2006  
Regular Board Meeting

**RESOLUTION AMENDING THE CONTRACT WITH  
NORTH COUNTRY COMMUNITY COLLEGE AND THE  
MENTAL HEALTH DEPARTMENT BY INCREASING THE CONTRACT BY  
\$374.00 AND ALSO AMENDING THE  
MENTAL HEALTH BUDGET BY INCREASING REVENUES  
AND APPROPRIATIONS BY \$374.00**

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 Mental Health Department would like to amend the North Country Community College Contract by increasing the Contract by \$374.00 and will also need to amend the Mental Health Budget by increasing revenues and appropriations by \$374.00 relative to additional funding receiving from the NYS Office of Alcohol and Substance Abuse Services.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the amendment of the North Country Community College Contract by increasing the Contract by \$374.00 and further authorizes the amendment to the Mental Health Budget by increasing revenues and appropriations by \$374.00 relative to additional funding receiving from the NYS Office of Alcohol and Substance Abuse Services as follows:

REVENUE

Account

Increase

4320 - 4349255

\$374.00

APPROPRIATIONS

Account

43204 - 5400 NCCC

Increase

\$374.00

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Morency, Ashline)**

**Resolution No. 291**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION APPROVING THE DSS FOSTER PARENT RECOGNITION  
DINNER TO INCLUDE THE ATTENDANCE OF COUNTY EMPLOYEES WITH  
SUCH COST TO COME FROM BUDGETED FUNDS**

*The following resolution was offered by Supervisor Canon, 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.*

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby approves the DSS foster parent recognition dinner to include the attendance of County employees with the cost of such to come from budgeted funds.

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Ashline, Morency)**

**Resolution No. 292**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
ROSEMARY N. ABERNETHY**

*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**, Rosemary N. Abernethy passed away on September 5, 2006; and

**WHEREAS**, Rosemary N. Abernethy was survived by three daughters, Marie McGowan with husband Thomas McGowan of Glens Falls, New York; MaryAnne Abernethy of Hyde Park, New York; and Kathryn Abernethy of Elizabethtown, New York; two grandsons, Sean McGowan and Dennis McGowan; and one sister, Anne Connelly of Kingston, New York; and

**WHEREAS**, Rosemary N. Abernethy was a lifelong resident of Kingston, New York, and was a teacher of elementary education and later specialized in remedial reading for a total of 30 years; and

**WHEREAS**, Rosemary N. Abernethy was a loving mother, grandmother, sister 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 express and extend their deepest sympathy and condolences to the family of Rosemary N. Abernethy; 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 the Rosemary N. Abernethy.

*This resolution was unanimously seconded and adopted.*

**Resolution No. 293**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE PURCHASE OF REFRESHMENTS FOR ALL  
THE TOWN HALL PANDEMIC PRESENTATIONS SPONSORED BY THE  
PUBLIC HEALTH DEPARTMENT, FROM BUDGETED FUNDS**

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.

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

refreshments for all Town Hall Pandemic presentations sponsored by the Public Health Department from budgeted funds.

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Ashline, Morency)**

**Resolution No. 294**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE HORACE NYE HOME TO INCREASE THEIR  
PETTY CASH FUND FROM \$100.00 TO \$250.00**

The following resolution was offered by Supervisor McSweeney, 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.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the Horace Nye Home to increase their petty cash fund from \$100.00 to \$250.00.

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Morency, Ashline)**

**Resolution No. 295**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION OF CONGRATULATIONS TO BEVERLY COLE ON BEING  
AWARDED THE EMPLOYEE OF DISTINCTION AWARD ON SEPTEMBER 8,  
2006 AT THE HORACE NYE HOME**

The following resolution was offered by Supervisor Glebus, 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**, Beverly Cole was awarded the Employee of Distinction Award at the Horace Nye Home on September 8, 2006.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby congratulates and commends Beverly Cole on being awarded the Employee of Distinction Award at the Horace Nye Home.

**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 Beverly Cole.

This resolution was unanimously seconded and adopted.

**Resolution No. 296**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING NOTIFICATION TO MORRISON FOOD SERVICES THAT THEIR CONTRACT AT THE HORACE NYE HOME WILL NOT BE RENEWED**

The following resolution was offered by Supervisor Moses, 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 Horace Nye Home has requested that the Board authorize notification to the Morrison Food Services that their Contract with them will not be renewed due to the lack of quality performance of their services.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the County Attorney to notify Morrison Food Services that their Contract at the Horace Nye Home will not be renewed and will terminate as of December 31, 2006.

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

**AYES: 2398**      **votes**  
**NOES: 0**        **votes**  
**ABSENT: 445**    **votes**        **(Douglas, Morency, Ashline)**

**Resolution No. 297**

**October 2, 2006**  
**Regular Meeting**

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**RESOLUTION REAPPOINTING FREDERICK H. BUCK TO THE  
OFFICE OF ESSEX COUNTY SUPERINTENDENT OF PUBLIC  
WORKS**

The following resolution was offered by Supervisor Dobie, 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.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby reappoints Frederick H. Buck to the office of Essex County Superintendent of Public Works for a term of 4 years, effective September 27, 2006.

This resolution was unanimously seconded, and adopted.

**Resolution No. 298**

**September 5, 2006  
Regular Board Meeting**

**RESOLUTION OF CONGRATULATIONS TO SAM HENDREN OF THE  
CLOVERMEAD FARM IN KEESEVILLE, FOR RECEIVING THE GLYNWOOD  
HARVEST FARMER OF THE YEAR AWARD FOR NEW YORK STATE**

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

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

**WHEREAS**, Sam Hendren of Clovermead Farm in Keeseville has been awarded the Glynwood Harvest Farmer of the Year Award for New York State.

**BE IT RESOLVED** that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby congratulate Sam Hendren of the Clovermead Farm in Keeseville, for receiving the Glynwood Harvest Farmer of the Year Award for New York State; 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 Sam Hendren of Clovermead Farm in Keeseville, New York .

This resolution was unanimously seconded and adopted.

**Resolution No. 299**

**October 2, 2006**  
**Regular Meeting**

**RESOLUTION AUTHORIZING THE REAPPOINTMENT OF JAMES  
PIERCE TO THE POSITION OF ESSEX COUNTY PURCHASING  
AGENT, ON A PART-TIME BASIS, EFFECTIVE SEPTEMBER 26, 2006**

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

Upon the recommendation of the Personnel/Administration Committee, and with the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the reappointment of James Pierce to the position of Essex County Purchasing Agent, on a part-time basis, effective September 26, 2006.

This resolution was unanimously seconded, and adopted.

**Resolution No. 300**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION RESCINDING RESOLUTION NO. 13 OF 1/3/06 - AUTHORIZING  
THE IMPLEMENTATION OF A SALARY SURVEY FOR ALL  
MANAGEMENT/CONFIDENTIAL EMPLOYEES WITH SUCH SURVEY TO BE  
COMPLETED BY JUNE 1, 2006**

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

Upon the recommendation of the Personnel/Administration Committee, and 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 rescinds Resolution No. 13 of 1/3/06 authorizing the implementation of a salary survey for all management/confidential employees with such survey to be completed by June 1, 2006.

This resolution was duly seconded by Supervisors Morrow and Ashworth, and adopted.

**Resolution No. 301**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION RESCINDING RESOLUTION NO. 277 OF 9/5/06 CONVEYING  
PROPERTY LOCATED ON PINNACLE STREET IN THE TOWN OF  
TICONDEROGA TO THE TOWN OF TICONDEROGA**

The following resolution was offered by 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.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby rescinds Resolution No. 277 of 9/5/06 conveying property located on Pinnacle Street in the Town of Ticonderoga to the Town of Ticonderoga.

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Morency, Ashline)**

**Resolution No. 302**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION DESIGNATING OCTOBER 30, 2006 AS WEAR PINK TO WORK DAY**

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

Upon the recommendation of the Personnel/Administration 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 a request that a Wear Pink to Work Day be established in support of the Susan G. Komen Breast Cancer Foundation which has supported breast cancer research for the last 25 years.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby designates October 30, 2006 as Wear Pink to Work Day.

This resolution was unanimously seconded and adopted.

**Resolution No. 303**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE COUNTY CLERK TO WITHHOLD NECESSARY EXPENSES INCURRED IN 2007 IN ADMINISTERING THE MORTGAGE TAX RECORDING LAW**

The following resolution was offered by Supervisor Scozzafava, 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**, 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 \$24,000.00 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, 2007, the County Clerk collect or withhold from his disbursements in twelve (12) equal monthly installments of \$2,000.00 per month, the total annual sum of \$24,000.00, 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 Supervisors French and Glebus, and adopted, upon a roll-call vote as follows:

AYES:2398 votes  
NOES: 0 votes  
ABSENT: 445 votes (Douglas, Morency, Ashline)

**Resolution No. 304**

**October 2, 2006  
Regular Board Meeting**

**RESOLUTION AMENDING THE CONTRACT WITH AFFILIATED  
COMPUTER SERVICES FOR SCANNING AND INDEXING IN THE  
COUNTY CLERK'S OFFICE TO INCREASE THE AMOUNT BY  
\$1,008/YEAR**

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**, there is a need to increase the contract with Affiliated Computer Services for the indexing and scanning system for the County Clerk's Office.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the amendment of the Contract with Affiliated Computer Services for scanning to increase the amount by \$1,008/year.

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes** (Douglas, Morency, Ashline)

**Resolution No. 305**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AMENDING RESOLUTION NO. 50 OF 2000 TO CHANGE THE RESPONSIBILITIES OF A DEPUTY COUNTY CLERK AND THE EXECUTIVE DEPUTY COUNTY CLERK**

The following resolution was offered by Supervisor McSweeney, 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 Office of the County Clerk has requested that Resolution No. 50 of 2000 be amended to change the responsibilities of a Deputy County Clerk to include Records Management and Tax/Title Searching and place financial responsibilities under the Executive Deputy County Clerk, all reporting directly to the County Clerk.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby amends Resolution No. 50 of 2000 to change the responsibilities of a Deputy County Clerk to include Records Management and Tax/Title Searching and place financial responsibilities under the Executive Deputy County Clerk, all reporting directly to the County Clerk.

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

**AYES: 2398 votes**

**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Morency, Ashline)**

**Resolution No. 306**

**October 2, 2006**  
**Regular Board Meeting**

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

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

Upon the recommendation of the Finance 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 accepts and places on file the 2007 Stop DWI Plan.

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

**Resolution No. 307**

**October 2, 2006**  
**Regular Board Meeting**

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

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

Upon the recommendation of the Finance 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 accepts and places on file the 2006 Youth Bureau Audit Report.

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

**Resolution No. 308**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD TO ENTER INTO AN AGREEMENT ON BEHALF OF ESSEX COUNTY WITH NYS OFFICE OF CHILDREN AND FAMILY SERVICES FOR THE 2007 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 2007 ESSEX COUNTY BUDGET**

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.

**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 2007 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 2007 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		\$43,461.00
ADMINISTRATION - LOCAL MATCH		43,461.00
RECREATION - STATE AID	\$	19,563.00
RECREATION - LOCAL MATCH		19,563.00
YOUTH SERVICES - STATE AID		\$17,448.00
YOUTH SERVICES - LOCAL MATCH		17,448.00
YOUTH INITIATIVES - STATE AID	\$	6,768.00
YOUTH INITIATIVES - LOCAL MATCH		6,768.00
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 = \$19,563.00)

1. Town of Chesterfield.....	\$	857.00
2. Town of Crown Point.....		857.00
3. Town of Elizabethtown.....		857.00
4. Town of Essex.....		857.00
5. Town of Jay .....		857.00
6. Town of Keene.....		857.00
7. Town of Lewis.....		857.00
8. Town of Minerva.....		857.00

9. Town of Moriah.....	1,457.00
10. Village of Port Henry.....	457.00
11. Town of Newcomb.....	857.00
12. Town of North Elba.....	1,857.00
13. Town of North Hudson.....	857.00
14. Village of Saranac Lake.....	857.00
15. Town of St. Armand.....	857.00
16. Town of Schroon.....	857.00
17. Town of Ticonderoga.....	1,873.00
18. Town of Westport.....	857.00
19. Town of Willsboro.....	857.00
20. Town of Wilmington.....	857.00

Section Two: State Aid Reimbursable Amounts for Municipally Funded Recreation Programs  
(Total = \$ 207.00)

1. Essex County All-Sports, Sponsored by the Essex County Youth Bureau.....	\$ 207.00
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**BE IT FURTHER RESOLVED**, that the sum of \$ 19,563.00 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 = \$ 5,415.00)

1. Town of Crown Point.....	\$ 430.00
2. Town of Elizabethtown.....	1,005.00
3. Ticonderoga Youth Center.....	1,955.00
4. Westport.....	405.00
4. Paine Memorial Library.....	405.00
5. Wilmington Youth Center.....	405.00
6. Finding Magic Keys.....	405.00
7. Schroon Lake Library Prog.....	405.00

Section Four: State Aid Reimbursable Amounts for County Contracted Youth Services Programs  
(Total = \$ 12,033.00)

1. Holidays are for Sharing.....	762.00
2. Families First/Joanne Caswell.....	755.00
3. Families First.....	1,015.00
4. Elizabethtown CIT Program.....	1,250.00
5. Essex County Employment Training.....	1,228.00
6. Schroon Lake Enrichment Programs, Sponsored by the Schroon Lake Central School .....	1,955.00
7. Arts Trek, Sponsored by the Ticonderoga Festival Guild, Inc. ....	1,955.00

8.	Elizabethtown/Lewis Summer School Elizabethtown/Lewis Central School.....	442.00
9.	Teen Appreciation Of Government..... Cornell Cooperative Extension	161.00
10.	The Getaway, Sponsored by the Saranac Lake Youth Center, Inc.....	1,255.00
11.	4-H Advantage After School..... Cornell Cooperative Extension	1,255.00

**BE IT FURTHER RESOLVED**, that the sum of \$ 17,448.00 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 = \$ 6,768.00)

1.	Lake Placid Youth Center.....	\$1,315.00
2.	St. Armand YCC.....	1,315.00
4.	Moriah YCC.....	1,315.00
4.	Lake Placid Outing Club.....	619.00
5.	After School Program, Sponsored by Saranac School.....	971.00
6.	Substance Abuse Team.....	1,233.00

**BE IT FURTHER RESOLVED**, that the sum of \$6,768.00 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.....	\$ 1,500.00
2.	Summer Success Program.....	5,239.00
3.	Moriah Youth Conservation Corps, Sponsored by the Town of Moriah .....	4,100.00
4.	Adirondack Experience Program/Type A.....	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/Type B.....	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 Supervisors Ashworth and Seney, and adopted, upon a roll-call vote as follows:

AYES: 2398 votes  
NOES: 0 votes  
ABSENT: 445 votes (Douglas, Morency, Ashline)

**Resolution No. 309**

**October 2, 2006  
Regular Board Meeting**

**RESOLUTION CANCELLING INTEREST, PENALTIES AND  
OTHER CHARGES PURSUANT TO REAL PROPERTY TAX LAW  
SECTION 1182, IN THE TOWN OF ESSEX**

The following resolution was offered by Supervisor Jackson, 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.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby adopts, contingent upon approval of the Essex County Attorney and pursuant to Real Property Tax Law Section 1182, this Resolution to cancel interest, penalties and other charges against the following properties:

Total Penalties Interest & Total Base Amt

<u>Account No.</u>	<u>Assessed to:</u>	<u>Other Charges to be Cancelled</u>	<u>To Be Paid</u>
615J101509	Gladys E. Passaro	\$1,463.49	\$5,135.09
605Z005002	Betty Simmons	\$131.18	\$207.76

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes**

**Resolution No. 310**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE  
MENTAL HEALTH CONTRACT WITH THE SUBSTANCE ABUSE  
PREVENTION TEAM BY INCREASING THE CONTRACT BY  
\$3,100.00 AS WELL AS A BUDGET AMENDMENT TO INCREASE  
REVENUES AND APPROPRIATIONS BY \$3,100.00 - COLA  
INCREASE**

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

**With the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.**

**BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the amendment of the Mental Health Contract with the Substance Abuse Prevention Team by increasing the Contract by \$3,100.00 as well as a budget amendment to increase revenues and appropriations by \$3,100.00 - COLA Increase as follows:**

**REVENUE**

**Account**  
**44490093**

**Increase**  
**\$3,100.00**

**APPROPRIATIONS**

<u>Account</u>	<u>Increase</u>
42504 - 5408	\$3,100.00

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

**AYES: 2398** votes  
**NOES: 0** votes  
**ABSENT: 445** votes (Douglas, Morency, Ashline)

**Resolution No. 311**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION SUPPORTING AND AUTHORIZING THE COUNTY OF ESSEX TO APPLY FOR A JOINT RECORDS CENTER FOR ESSEX COUNTY COOPERATIVE EXTENSION, OTHER CONTRACT AGENCY, THE TOWN OF ELIZABETHTOWN AND OTHER INTERESTED TOWNS AND/OR VILLAGES**

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

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 supports and authorizes the County of Essex to apply for a Joint Records Center Shared Services Grant for Essex County Cooperative Extension, the County of Essex, Town of Elizabethtown and other interested Towns, Villages and Agencies.

This resolution was duly seconded by Supervisors Canon and Scozzafava, and adopted.

**Resolution No. 312**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
PETER WHALEN**

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

With the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

**WHEREAS**, Peter Whalen passed away on September 20, 2006, survived by his wife, Carol Whalen; his 9 children, Paul and Josette Whalen of Moriah, New York; Joseph and Linda Whalen of Port Henry, New York; Mark Whalen of Witherbee, New York; Cheryl and Mark Remington of Beaver, Ore.; Richard and Linda Whalen of North Canton, Ohio; William and Jamie Whalen of Plattsburgh, New York; Mary Lou and Tom Scozzafava of Port Henry, New York; Debra Sieger and companion Kevin Reyor of Port Henry, New York; Peter and Rene Whalen of Mineville, New York; and 21 grandchildren, 24 great grandchildren, his sisters, Anna Wisnefski and Vera Cooney, both of Staten Island, New York; Sophie Mirowas of Albany, New York; and his brother Felix Whalen of Colorado; and

**WHEREAS**, Peter Whalen honorably served in the United States Navy in the Pacific during World War II from 1943 to 1947; and

**WHEREAS**, Peter Whalen was recently Commander for 18 years and a life member of the Mineville Veterans of Foreign War Post 5802. He was instrumental in many of the improvements to the historic VFW home and was also past Commander of the Champlain Counties Council for many years.

**WHEREAS**, Peter Whalen worked for Republic Steel as a miner from 1949 to 1971 and worked for Essex County Department of Buildings and Grounds as a carpenter for many years until his retirement; and

**WHEREAS**, Peter Whalen was the father -in-law of Town of Moriah Supervisor, Thomas Scozzafava; and

**WHEREAS**, Peter Whalen was a loving husband, father, grandfather, great grandfather, brother and friend who will be greatly missed by his family and friends. He was a family man who enjoyed being surrounded by his children, grandchildren and great grandchildren.

**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 condolences to the family of Peter Whalen; 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 the Peter Whalen.

This resolution was unanimously seconded and adopted.

**Resolution No. 313**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION SUPPORTING AND AUTHORIZING THE SUBMISSION OF A  
SHARED MUNICIPAL JOINT APPLICATION BETWEEN ESSEX COUNTY AND  
THE TOWN OF ELIZABETH TOWN FOR A WASTEWATER FACILITIES PLANT**

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

With the approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to enter into and execute an intermunicipal agreement with the Town of Elizabethtown for a Facilities Planning Study to address the wastewater 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 Supervisors Jackson, Moses and Seney, and adopted.

**Resolution No. 314**

**October 2, 2006  
Regular Board Meeting**

**RESOLUTION RATIFYING CONTRACTS FOR NORTH COUNTRY COMMUNITY COLLEGE**

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

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

**WHEREAS**, North Country Community College has reached an accord with the North Country Community College Association of Professionals (NCCCAP) on a proposed contract, effective September 1, 2006 and continuing in effect through August 31, 2009; and

**WHEREAS**, North Country Community College has reached an accord with the Civil Service Employees Association (CSEA) for the term of September 1, 2006 through August 31, 2009; and

**WHEREAS**, as a sponsoring County of North Country Community College, Essex County is required to ratify proposed contracts before they can be implemented.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby ratifies the proposed contracts between North Country Community College and the NCCCAP in accordance with the terms negotiated by the college with NCCCAP and hereby ratifies the proposed contract between North Country Community College and CSEA in accordance with the terms negotiated by the college and CSEA.

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

<b>AYES:</b>	<b>1937</b>	<b>votes</b>	
<b>NOES:</b>	<b>461</b>	<b>votes</b>	<b>(Scozzafava, Connell)</b>
<b>ABSENT:</b>	<b>445</b>	<b>votes</b>	<b>(Douglas, Morency, Ashline)</b>

**Resolution No. 315**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION ADOPTING LOCAL LAW NO. 5 OF 2006 AMENDING LOCAL  
LAW NO. 4 FOR 2005 AND AUTHORIZING THE ESSEX COUNTY EMPIRE  
ZONE TO MAKE APPLICATION FOR REDESIGNATION OF CERTAIN AREAS  
WITHIN ESSEX COUNTY AS AN EMPIRE ZONE**

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

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

**WHEREAS**, by Resolution No. 283 duly adopted at a Regular Board Meeting on September 25, 2006, the Essex County Board of Supervisors introduced Local Law No. 5 for 2006, a local law amending Local Law No. 4 for 2005 and authorizing the Empire Zone to make application for redesignation of certain areas within Essex County as an Empire Zone, and scheduled a Public Hearing thereon and for the determination of the environmental significance related thereto on the 25<sup>th</sup> day of September, 2006, at 9:45 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 environmental significance of its passage and the comments made with respect thereto at said Public Hearing.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby adopts and approves the short environmental assessment form filed with the Clerk of this Board, and upon review and consideration thereof and of all documents and information acquired and obtained, and in view of the fact that the adoption of the proposed Local Law maintains the already existing situation in Essex County and only made a pro form of adjustment to the prior Local Law, this Board hereby makes the following findings:

1. The adoption of the proposed Local Law will not:
  - (A) result in a physical change to the project site,
  - (B) affect any water body designated as protected,
  - (C) affect air quality,
  - (D) affect any threatened or endangered species,
  - (E) affect agricultural land resources,
  - (F) affect aesthetic resources,
  - (G) impact any site or structure of historic, prehistoric or paleontological importance,
  - (H) affect the quantity or quality of existing or future open space or recreational opportunities,
  - (I) result in an effect to existing transportation systems,
  - (J) affect the community's sources of fuel or energy supply,
  - (K) result in objectionable odors, noise or vibration,

- (L) affect public health and safety,
- (M) affect the character of the existing community
- (N) affect the visibility of the property; and

2. There is not, nor is there likely to be, public controversy related to potential adverse environmental impacts from the adoption of the Local Law; and

3. The adoption of the proposed Local Law will not result in:

- (A) a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels;
- (B) a substantial increase in solid waste production;
- (C) a substantial increase in potential for erosion, flooding, leaching or drainage problems;
- (D) the removal or destruction of large quantities of vegetation or fauna;
- (E) a substantial interference with the movement of any resident or migratory fish or wildlife species;
- (F) impacts on a significant habitat area;
- (G) substantial adverse effects on a threatened or endangered species of animal or plant, or the habitat of such a species;
- (H) other significant adverse effects to natural resources or the impairment of the environmental characteristics of a critical environmental area as designated pursuant to 6 NYCRR §617.14(g);
- (I) the encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action;
- (J) the creation of a material conflict with a community's current plans or goals as officially approved or adopted;
- (K) the impairment of the character or quality of important historical, archaeological, architectural or aesthetic resources or of existing community or neighborhood character;
- (L) a major change in the use of either the quantity or type of energy;
- (M) the creation of a hazard to human health;
- (N) a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses;
- (O) the creation of a material demand for other actions which would result in one of the above consequences;
- (P) changes in two or more elements of the environment, no one of which has a significant effect on the environment, but when considered together result in a substantial adverse impact on the environment; or
- (Q) two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant effect on the environment, but when considered cumulatively would meet one or more of the criteria in 6 NYCRR §617.7(c); and

**BE IT FURTHER RESOLVED** that this Board hereby finds and determines that the proposed action will not have a significant effect on the environment.

**BE IT FURTHER RESOLVED** that the Essex County Board of Supervisors hereby adopts Local Law No. 5 of 2006, amending Local Law No. 4 for 2005 and authorizing the Essex County Empire Zone to make application for redesignation of certain areas within Essex County as an Empire Zone, the same to read and provide as follows:

**"ESSEX COUNTY PROPOSED LOCAL LAW NO. 5 OF 2006**

A local law amending Local Law #4 for 2005 and authorizing the Empire Zone to make application for redesignation of certain areas within Essex County as an Empire Zone.

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

**Section 1.** Section 2 of Local Law #4 for 2005 is hereby amended to provide that the Schedule A attached to Local Law #4 for 2005 shall be removed and supplemented with the Schedule A attached hereto and made a part hereof and said Section 2 shall be further amended as follows, with the matter to be added being underlined and italicized:

Section 2. The boundaries of said area to be included in said Empire Zone shall be as set forth in Schedule A attached hereto and made a part hereof which are the GIS Property Descriptions to be included in the Empire Zone.

**Section 2.** This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.”

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

<b>AYES:</b>	<b>2398</b>	<b>votes</b>	
<b>NOES:</b>	<b>0</b>	<b>votes</b>	
<b>ABSENT:</b>	<b>445</b>	<b>votes</b>	<b>(Douglas, Ashline, Morency)</b>

**RESOLUTION AUTHORIZING A CONTRACT WITH IBM FOR  
COMPUTER MAINTENANCE IN THE AMOUNT OF \$2,197.60 OF  
BUDGETED MONIES IN THE INFORMATION SYSTEM  
DEPARTMENT**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes its chairman to enter into a contract with IBM for computer maintenance in the amount of \$2,197.60.

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

**AYES: 2,398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Morency, Ashline)**

**Resolution No. 317**

**October 2, 2006  
Regular Board Meeting**

**RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT BETWEEN  
WASHINGTON, WARREN AND ESSEX COUNTIES FOR A TELE-MEDICINE  
GRANT**

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

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

**WHEREAS**, the counties of Washington, Warren and Essex previously submitted a joint grant proposal for operation of Tele-medicine programs within their respective county; and

**WHEREAS**, the parties were notified of receipt of the grant; and

**WHEREAS**, the parties are desirous of memorializing their respective duties and responsibilities under the grant pursuant to Inter-municipal agreement; and

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes its chairman to sign the inter-municipal agreement relative to the hereinabove recited Tele-medicine grant and to deliver copies of the same to the counties of Washington and Warren.

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Morency, Ashline)**

**Resolution No. 318**

**October 2, 2006**  
**Regular Board Meeting**

**RESOLUTION AMENDING RESOLUTION NO. 249 OF SEPTEMBER 5, 2006 -  
EXTENDING THE FORESTRY CONTRACT UNTIL DECEMBER 31, 2006**

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

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

**WHEREAS**, pursuant to Resolution No. 249 passed at a Regular Board Meeting on September 5, 2006, the Essex County Board of Supervisors authorized the extension of the present contract with Fountain Forestry for a two month period; and

**WHEREAS**, the County desires to amend said Resolution to extend the contract to December 31, 2006;

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the amendment of Resolution No. 249 to extend the present contract with Fountain Forestry to December 31, 2006 and further authorizes the Chairman of the Board of Supervisors to execute the necessary paperwork for such extension.

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

**AYES: 2398 votes**  
**NOES: 0 votes**  
**ABSENT: 445 votes (Douglas, Morency, Ashline)**

**Resolution No. 319**

**October 10, 2006**  
**Special Board Meeting**

**RESOLUTION REAPPOINTING CLIFFORD R. DONALDSON, JR.  
TO THE OFFICE OF ESSEX COUNTY MANAGER**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby reappoints Clifford R. Donaldson, Jr., to the office of Essex County Manager for a term of 2 years, effective January 1, 2007.

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

<b>AYES:</b>	<b>1632</b>	<b>votes</b>	<b>(Morrow, Douglas, Glebus, McSweeney, Seney, Dobie, Dedrick, Connell, Ashworth)</b>
<b>NOES:</b>	<b>1105</b>	<b>votes</b>	<b>(French, Merrihew, Jackson, Ferebee, Scozzafava, Canon, Moses, Ashline)</b>
<b>ABSENT:</b>	<b>106</b>	<b>votes</b>	<b>(Morency)</b>

**Resolution No. 320**

**October 24, 2006**  
**Special Board Meeting**

**RESOLUTION RATIFYING CALL OF SPECIAL MEETING OF THE ESSEX COUNTY BOARD OF SUPERVISORS HELD ON TUESDAY, OCTOBER 24, 2006 AT 10:30 A.M.**

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

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

**WHEREAS**, on October 23, 2006, Chairman, Noel H. Merrihew, III directed the Clerk of the Essex County Board of Supervisors call a Special Meeting of the Essex County Board of Supervisors to be held on Tuesday, October 24, 2006 at 10:30 a.m.; and

**WHEREAS**, all members of the Essex County Board of Supervisors have waived the service of notice of such meeting in writing signed by them;

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby ratifies the call of said Special Meeting to be held on Tuesday, October 24, 2006 pursuant to Section 152 of the County Law and waives the service of notice of the time, place and purpose of the Special Meeting pursuant to the individual signed waivers.

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

<b>AYES:</b>	<b>1891</b>	<b>votes</b>	
<b>NOES:</b>	<b>0</b>	<b>votes</b>	
<b>ABSENT:</b>	<b>952</b>	<b>votes</b>	<b>(Morency, Dobie, Morrow, Seney, Canon, Connell)</b>

**Resolution No. 321**

**October 24, 2006**  
**Special Board Meeting**

**RESOLUTION AUTHORIZING AND APPROVING A CHANGE ORDER TO A CONTRACT WITH O'CONNELL ELECTRIC IN AN AMOUNT NOT TO EXCEED \$350,525.00 FOR NECESSARY WORK RELATED TO CHANGES TO THE 911 EMERGENCY SERVICES AREA OF THE PUBLIC SAFETY BUILDING**

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

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

**WHEREAS**, it is necessary for the Board to authorize and approve a change order to the contract with O'Connell Electric in an amount not to exceed \$350,525.00 for necessary work relative to changes to the 911 Emergency Services area of the Public Safety Facility.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and approves the change order not to exceed \$350,525.00 to O'Connell Electric contract for necessary work related to changes to the 911 Emergency Services area.

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

**AYES: 1891 votes**  
**NOES: 0 votes**  
**ABSENT: 952 votes (Morency, Dobie, Morrow, Seney, Canon, Connell)**

**Resolution No. 322**

**October 24, 2006  
Special Board Meeting**

**RESOLUTION AUTHORIZING A CONTRACT WITH INDUSTRIAL MEDICINE ASSOCIATES, P.C. FOR THE PROVISION OF PSYCHOLOGICAL EVALUATION AND MENTAL AND PHYSICAL EVALUATIONS FOR THE DEPARTMENT OF SOCIAL SERVICES**

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

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

**WHEREAS**, the Department of Social Services is under certain time constraints to conduct and complete psychological, mental and physical evaluations of certain individuals who are receiving public assistance; and

**WHEREAS**, it has been determined that Industrial Medicine Associates, P.C. are competent and professional providers of these professional services and, in this regard, the award of the contract may proceed without public bidding as a contract for professional services is an exception to public bidding requirement.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board or the County Manager to enter into and execute a contract with Industrial Medicine Associates, P.C. in an amount not to exceed \$20,000.00 for the period October 26, 2006 through December 31, 2006 for the provision of psychiatric, psychological and any other mental or physical evaluations required by the Department of Social Services.

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

<b>AYES:</b>	<b>1891</b>	<b>votes</b>	
<b>NOES:</b>	<b>0</b>	<b>votes</b>	
<b>ABSENT:</b>	<b>952</b>	<b>votes</b>	<b>(Morency, Dobie, Morrow, Seney, Canon, Connell)</b>