

Resolution No. 355

December 4, 2006
Regular Board Meeting

RESOLUTION URGING CONGRESS AND OUR FEDERAL REPRESENTATIVES TO OPPOSE THE POTENTIAL RESCISSION OF NEW YORK'S FEDERAL FUNDING UNDER HELPING AMERICA VOTE ACT (HAVA) IN THE AMOUNT OF \$50 MILLION EARMARKED FOR NEW VOTING MACHINES

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, by virtue of New York State having failed to meet a September 12, 2006 HAVA deadline, federal law now requires a rescission of \$50 million earmarked for new voting machines in New York State; and

WHEREAS, the rescission and loss of this \$50 million dollars for new voting machines would be a devastating financial blow to Essex County and would also severely inhibit the County's ability to comply with HAVA in time for the 2007 election season.

BE IT RESOLVED that the Essex County Board of Supervisors hereby urges Congress and our Federal Representative to oppose the potential rescission of New York's federal funding under HAVA in the amount of \$50 million and directs that its Clerk of the Board send copies of this resolution to Rep. John McHugh, Rep. Kirsten Gillibrand, Senator Hillary Rodham Clinton and Senator Charles E. Schumer.

This resolution was unanimously seconded, and adopted.

Resolution No. 356

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE APPOINTMENT OF JOSEPH
NORTON AS A DEPUTY FIRE COORDINATOR/FIRE
INVESTIGATOR**

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, Essex County Emergency Services Director, Raymond Thatcher, has recommended that Joseph Norton of the Crown Point Fire Department be appointed as Deputy Fire Coordinator and that he be sent to school to become a Fire Investigator; and

WHEREAS, the Board has acknowledged his recommendation and has consented to the same.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the appointment of Joseph Norton of the Crown Point Fire Department as a Deputy Fire Coordinator and further authorizes that he be sent to school to become a Fire Investigator.

This resolution was duly seconded by Supervisors Glebus and Jackson, and adopted.

Resolution No. 357

December 4, 2006
Regular Board Meeting

**RESOLUTION STRONGLY URGING STATE AND FEDERAL
INTERVENTION INTO THE FCC'S SELLING OF AND LACK OF
FREQUENCIES FOR COMMUNICATION SYSTEMS TO
COUNTIES**

The following resolution was offered by Supervisor Connell, 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 County of Essex is currently in the process of establishing an Enhanced 911/Public Safety Communications System to service the entire County; and

WHEREAS, one component of the overall system is the purchase of VHF or UHF High Band Frequencies; and

WHEREAS, it has come to the attention of the County that the Federal Communications Commission has, in the past, sold all such available frequencies to private individuals and that there are few, if any, VHF or UHF frequencies available to Essex County for use in the protection of the residents of Essex County through its Enhanced 911 System; and

WHEREAS, the County has investigated the availability of such frequencies and has been informed that there are some frequencies available for sale by private individuals, however, the purchase of these frequencies is cost prohibitive to the County; and

WHEREAS, the Essex County Board of Supervisors is frustrated and dismayed with the present situation and does not understand why there are no VHF or UHF High Band frequencies available for use by the County or other municipalities for public safety purposes.

BE IT RESOLVED that the Essex County Board of Supervisors hereby strongly voices its dismay, frustration and confusion over the unavailability of these frequencies for local, county, state and federal E911 systems or their equivalents and for public safety purposes; and

BE IT FURTHER RESOLVED, that Essex County Board of Supervisors strongly voices its criticism and dismay of the Federal Communications Commission and the federal government for its lack of foresight and protection of the residents of the County of Essex in their failure to reserve frequencies for use by municipal, state and federal Emergency Services providers; and

BE IT FURTHER RESOLVED, that the County of Essex respectfully requests that the Federal Communications Commission and our State and Federal Representatives aid Essex County in its search for these vital VHF or UHF High Band Frequencies so that the citizens of the County of Essex are protected; and

BE IT FURTHER RESOLVED, the Clerk of the Board is hereby authorized and directed to immediately send certified copies of this Resolution to the Federal Communications Commission; Senator Hillary Rodham Clinton, Senator Charles E.

Schumer, Rep. John McHugh and Rep. Kirsten Gillibrand, New York State Assembly Speaker, Sheldon Silver, New York State Senate Majority Leader, Joseph L. Bruno, and Senator, Elizabeth O’C. Little.

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

Resolution No. 358

December 4, 2006
Regular Board Meeting

**RESOLUTION AMENDING THE 2006 MENTAL HEALTH BUDGET
AND CONTRACT WITH THE MENTAL HEALTH ASSOCIATION
BY INCREASING REVENUES AND APPROPRIATIONS BY
\$11,324.00 AND INCREASING THE CONTRACT TO \$1,085,070.00**

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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2006 Essex County Budget as follows:

1. From the Human Services Committee:

a) For the Mental Health Department, increase Revenues and Appropriations as follows in the total amount of \$11,324.00 - Mental Health Association

Appropriations (Increase)
Department 4322

<u>Account Group</u>	<u>Account #</u>	<u>Total</u>
43224	5446	\$ 358.00
43224	5405	<u>10,966.00</u>

\$11,324.00

Revenues (Increase)

<u>Account Group</u>	<u>Account #</u>	<u>Total</u>
4322	43493	\$ 358.00
4322	43490100	<u>10,966.00</u>
		\$11,324.00

BE IT FURTHER RESOLVED, that this Resolution increased the contract with Mental Health Association to \$1,085,070.00.

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 359

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE APPOINTMENT OF SAM FISK
TO THE COMMUNITY SERVICES BOARD FOR A TERM
EFFECTIVE DECEMBER 1, 2006 THROUGH DECEMBER 31, 2008**

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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby appoints Sam Fisk of Keene, New York to the Community Services Board for a term beginning December 1, 2006 and ending December 31, 2008.

This resolution was duly seconded by Supervisors Seney and Ferebee, and adopted.

Resolution No. 360

**December 4, 2006
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE HORACE NYE HOME TO
INCREASE THE PRIVATE PAY RATE TO \$230.00 PER DAY,
EFFECTIVE JANUARY 1, 2007**

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 the Private Pay rate for nursing home care to \$230.00 per day, effective January 1, 2007.

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

AYES:	2,551	votes	
NOES:	0	votes	
ABSENT:	292	votes	(Douglas, Morency)

Resolution No. 361

**December 4, 2006
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE FILLING OF A POSITION OF
ASSISTANT DIRECTOR OF FOOD SERVICE IN THE DIETARY
DEPARTMENT OF THE HORACE NYE HOME, GRADE 5 M/C,
\$17.16/HOUR**

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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the filling of a position of Assistant Director of Food Service in the Dietary Department of the Horace Nye Home which position shall be a Grade 5 M/C and to have an hourly rate of \$17.16 per hour.

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 362

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THREE BUDGET AMENDMENTS
IN THE DEPARTMENT OF SOCIAL SERVICES: TO INCREASE
REVENUES AND APPROPRIATIONS BY \$14,350 GRANT TO
HIRE A FULL-TIME MV OPERATOR; TO INCREASE REVENUES
AND APPROPRIATIONS BY \$40,000 GRANT TO HIRE TWO
PART-TIME CASEWORKERS ASSISTANTS; AND TO INCREASE
REVENUES AND APPROPRIATIONS BY \$30,000 GRANT TO
COOPERATIVE EXTENSION**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2006 Essex County Budget as follows:

From the Human Services Committee:

- a) For the Department of Social Services, increase Revenues (account #6010) and Appropriations as follows in the total amount of \$14,350.00 from a grant to hire a full time MV operator.

Appropriations (Increase)
Department 6010

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
60101	5110	Salaries & Wages	\$8,850
60104	5443	Travel & Reimbursement	150
60108	5810	Retirement	867
60108	5820	Social Security	677
60108	5840	Disability	26
60108	5850	Health Insurance	3,162
60108	5851	Soc Svcs Transfer to Pharmacy	<u>618</u>
			\$14,350

Revenue (Increase)
Department 6010

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
6010	43610	State Aid - Admin	\$14,350

- b. 2 Part-time Caseworker Assistants for DSS

For the Department of Social Services, increase Revenues and Appropriations by \$40,000.00 grant to hire two part-time Caseworker Assistants as follows:

Appropriations (Increase)
Department 6010

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
60104	5434	SS Contractual Fees Acct.	\$ 6,850
60104	5410	Office Supplies	2,510
60104	5497	Mileage	4,900
60101	5130	Salaries & Wages Part-time	21,540
60108	5810	Retirement	2,154
60108	5820	Social Security	1,648
60108	5840	Disability	<u>398</u>
			\$ 40,000

Revenue (Increase)
Department 6010

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
6010	43610	State Aid - Admin	\$ 40,000

- c. Nutrition Education Services - Cornell Cooperative Extension

For the Department of Social Services increase Revenues and Appropriations by \$30,000.00 grant to Cornell Cooperative Extension as follows:

Appropriations (Increase)
Department 6010

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
60105	5 Coop	Coop-Ext FS	\$30,000

Revenue (Increase)
Department 6010

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
6010	44611	Fed. Aid FS	\$30,000

BE IT FURTHER RESOLVED, said positions automatically be abolished when such grant funds either cease to be received or are insufficient to pay the entire costs of such positions (including benefit costs, if any).

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 363

December 4, 2006
Regular Board Meeting

RESOLUTION AUTHORIZING AN INCREASE IN THE CERTIFIED HOME HEALTH AGENCY RATES EFFECTIVE JANUARY 1, 2007 AS FOLLOWS: FOR SKILLED NURSING \$160 PER VISIT; FOR PHYSICAL THERAPY \$125 PER VISIT; AND HOME HEALTH AIDES \$50.00 PER HOUR

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 increases the rate for Skilled Nursing visits from \$153.00 per visit to \$160.00 per visit and increases the rate for Physical Therapy from \$110.00 per visit to \$125.00 per visit and the rate for Home Health Aides from \$45.00 per hour to \$50.00 per hour, effective January 1, 2007.

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 364

December 4, 2006
Regular Board Meeting

**RESOLUTION ENDORSING AND REQUESTING THAT THE NEW
YORK STATE DEPARTMENT OF TRANSPORTATION
INCORPORATE PLANS FOR A SIDEWALK, WITHIN THEIR
RIGHT-OF-WAY, FROM BEZON BAIT SHOP TO THE
BULWAGGA BAY CAMPSITE**

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, New York State Department of Transportation is in the process of replacing the bridge located adjacent to the Bezon Bait Shop located in Port Henry, Town

of Moriah and, as part of the replacement, is also raising a section of highway; and

WHEREAS, it has been requested of this Board that this Board endorse and request of the NYS Department of Transportation that in the process of this replacement it incorporate into its plans a sidewalk to go from the bridge up to Bulwagga Bay Campsite.

BE IT RESOLVED that the Essex County Board of Supervisors hereby requests that the New York State Department of Transportation incorporate into their plans relative to the replacement of the bridge near the Bezon Bait Shop in Port Henry plans for a sidewalk to extend from the Bezon Bait Shop to the Bulwagga Bay Campsite said sidewalk to be located within the New York State Department of Transportation right of way.

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

WITHDRAWN
Resolution No. 365

December 4, 2006
Regular Board Meeting

**RESOLUTION NAMING A COMMITTEE TO STUDY THE ALBERT
OTIS DENTON BOQUET RIVER PARK PROPOSAL AS
SUBMITTED ON NOVEMBER 15, 2006 BY THE OTIS MOUNTAIN
CAMP AND HOMEOWNERS ASSOCIATION**

The following resolution was offered by Supervisor Merrihew, 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 appoint a committee to study the Albert Otis Denton Boquet Park proposal as submitted on November 15, 2006 by the Otis Mountain Camp and Homeowners Association which committee shall be comprised of Robert Dobie, County Representative, Ken Fenimore, Town Representative, Theresa Denton, Harry Gough, John Deming and Fred Buck.

This resolution was WITHDRAWN.

Resolution No. 366

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE
PLANNING DEPARTMENT TO INCREASE REVENUES AND
APPROPRIATIONS BY \$291,860.00, A CAPITAL GRANT FOR
NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR
THE PURCHASE OF TROLLEYS FROM THE MOLLY
CORPORATION**

The following resolution was offered by Supervisor Seney, 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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2006 Essex County Budget as follows:

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

a. For the Planning Department, increase Revenues and Appropriations by \$291,860.00 for the purchase of Trolleys from the Molly Corporation:

Appropriations (Increase)
Department 5630

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
56302	5230LPV	LPV Buses	\$258,508
56302	5250LPV	LPV Equipment	33,352

Revenues (Increase)

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
5630	44089123	Federal Aid NYSDOT	\$233,488
5630	43089123	State Aid NYSDOT	29,186
5630	4175033	Champ Rec L.P.	29,186

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 367

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE
PLANNING DEPARTMENT TO INCREASE REVENUES AND
APPROPRIATIONS BY \$128,677, A CAPITAL GRANT FOR NEW
YORK STATE DEPARTMENT OF TRANSPORTATION TO
PURCHASE BUSES FROM SHEPARD COACH FOR CHAMP**

The following resolution was offered by Supervisor Seney, 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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2006 Essex County Budget as follows:

1. From the Economic Development/Planning/Publicity Committee:
 - a. For the Planning Department increase Revenues and Appropriations as follows in the amount of \$128,677.00 for funds to pay for the purchase of buses from Shepard Coach:

Appropriations (Increase)
Department 5630

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
56302	5230	Champ Buses	\$128,677

Revenues (Increase)

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
5630	44089123	Federal Aid NYSDOT	\$102,941
5630	43089123	State Aid NYSDOT	12,868

From Fund Balance A3909 \$12,868

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 368

December 4, 2006
Regular Board Meeting

**RESOLUTION ADOPTING THE PROCEDURE AS ESTABLISHED
BY THE TRANSPORTATION COMMITTEE OF THE
“ESSEX COUNTY TRANSPORTATION TRIP REPORT”**

The following resolution was offered by Supervisor Jackson, 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.

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

“Essex County Transportation Trip Report” as prepared and established by the Transportation Committee.

This resolution was duly seconded by Supervisors Glebus and Seney, and adopted.

Resolution No. 369

December 4, 2006
Regular Board Meeting

**RESOLUTION EXTENDING THE LAKE PLACID VISITORS
BUREAU CONTRACT FOR A SIX MONTH PERIOD STARTING
FROM DECEMBER 31, 2006**

The following resolution was offered by Supervisor Connell, 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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the extension of the existing contract with the Lake Placid Visitors Bureau for a six month period beginning December 31, 2006 and terminating on June 30, 2007, and further authorizes its Chairman of the Board of Supervisors or County Manager to execute the same.

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

Resolution No. 370

December 4, 2006
Regular Board Meeting

**RESOLUTION RE-AUTHORIZING, RE-DIRECTING AND RE-
CLARIFYING THE INFORMATION SYSTEMS DEPARTMENT TO
CONTINUE TO SUPPORT AND IMPLEMENT IN-HOUSE
SOFTWARE PROGRAMMING FOR USE BY THE ESSEX COUNTY
BOARD OF ELECTIONS IN COMPLYING WITH NEW YORK
STATE BOARD OF ELECTIONS REQUIREMENTS**

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

Upon the recommendation of the Personnel 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 re-authorizes, re-directs and re-clarifies the Information Systems Department of the County of Essex to continue to support and implement in-house software programming for use by the Essex County Board of Elections in complying with the New York State Board of Elections requirements.

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

Resolution No. 371

December 4, 2006
Regular Board Meeting

RESOLUTION AUTHORIZING THE UPGRADE OF THE GOVERNMENT CENTER COMPUTER NETWORK AND PHONE SYSTEM TO ALLOW FOR A VOICE OVER IP SYSTEM AT A COST NOT TO EXCEED \$375,000, WITH THE COST OF SUCH PROJECT TO COME FROM THE JAIL/PUBLIC SAFETY BUILDING CAPITAL PROJECT AND WITH ALL PURCHASES TO COMPLY WITH THE ESSEX COUNTY PURCHASING POLICY

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

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

WHEREAS, *this Board has been advised that the current County telephone system and computer network are antiquated and beginning to break down requiring an upgrade of the telephone, computer and technology network; and*

WHEREAS, *this Board has evaluated the recommendation of the Information Systems Director, Daniel Palmer, relative to the upgrade of the system and the installation of a Voice Over IP System.*

BE IT RESOLVED *that the Essex County Board of Supervisors hereby authorizes the upgrade of the government center computer network and telephone system to allow for a voice over IP system at a cost not to exceed \$375,000, with the cost of such project to come from the Jail/Public Safety Building Capital Project and with all purchases to comply with the Essex County Purchasing Policy.*

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

AYES: 2,551 votes

NOES: **0** **votes**
ABSENT: **292** **votes** **(Douglas, Morency)**

Resolution No. 372

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THAT ESSEX COUNTY NOT SEEK
REIMBURSEMENT IN THE AMOUNT OF \$3,116.50 FROM THE ESTATE OF
ERIC LOISELLE FOR THE WRONGFUL DEATH SETTLEMENT**

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

Upon the recommendation of the Personnel 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 directs that the County of Essex not seek reimbursement in the amount of \$3,116.50 previously paid by the County toward funeral expenses for Deputy Sheriff Eric Loisel from the current wrongful death settlement as Deputy Sheriff Loisel suffered no conscious pain and suffering and no such reimbursement may be had from a wrongful death award.

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

AYES: **2,551** **votes**
NOES: **0** **votes**
ABSENT: **292** **votes** **(Douglas, Morency)**

RESOLUTION AUTHORIZING THE LEVY OF CHARGEBACKS

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.

BE IT RESOLVED that the Clerk of the Board of Supervisors is hereby authorized and directed to levy, from towns as accumulated chargebacks accrued, consisting of chargebacks from corrections to the tax rolls, as well as any incidental charges to the towns of Essex County as follows:

<u>TOWN</u>	<u>2007 SELF-INSURANCE</u>	<u>2006 REAL PROPERTY</u>	<u>2006 TREASURERS</u>
Chesterfield	\$.00	\$.00	\$.00
Crown Point	.00	.00	.00
Elizabethtown	7,077.89	.00	.00
Essex	.00	.00	.00
Jay	18,709.63	.00	.00
Keene	16,037.55	.00	.00
Lewis	.00	.00	.00
Minerva	7,963.82	1,410.00	.00
Moriah	.00	.00	.00
Newcomb	.00	.00	.00
North Elba	.00	.00	.00
North Hudson	4,566.33	.00	.00
St. Armand	.00	.00	.00
Schroon	.00	.00	.00
Ticonderoga	.00	.00	.00
Westport	.00	.00	.00
Willsboro	.00	1,260.00	26,948.45
Wilmington	27,790.29	.00	136.50

BE IT FURTHER RESOLVED that no chargeback shall be made against any town which, prior to the close of business on December 4, 2006, furnishes the Essex County Real Property Tax Services Director with a written statement that such Town will be making payment of an amount above on or before December 31, 2006.

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

**RESOLUTION ESTABLISHING A CAPITAL PROJECT FOR A RADIO
COMMUNICATIONS PROJECT AND DESIGNATING ESSEX COUNTY AS LEAD
AGENCY FOR PURPOSES OF SEQRA EVALUATION AND DETERMINATION
THAT THE RADIO COMMUNICATION PROJECT WILL NOT HAVE A
SIGNIFICANT EFFECT ON THE ENVIRONMENT**

The following resolution was offered by Supervisor Morrow, 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 Board of Supervisors of the County has determined that this project is an "unlisted action", as that term is defined in 6 NYCRR §617.2(ak), and the County has caused the EAF to be prepared and promptly filed with the County Clerk; and

WHEREAS, it is proposed that the maximum amount estimated to be expended for the Project is \$500,000 and that the costs of the Project, in whole or in part, are to be financed by the issuance of serial bonds of the County in the aggregate principal amount of up to \$500,000 pursuant to the Local Finance Law of New York (the "LFL") and if deemed advisable by the issuance of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

WHEREAS, it is proposed that the costs of the Project are to be paid from a tax levied upon all the taxable property in the County in annual installments determined by the Board of Supervisors of the County in amounts sufficient to pay the principal of and interest on said serial bonds, to be authorized in a bond resolution adopted by the Board of Supervisors of the County on December 4, 2006; and

WHEREAS, the evidence contained in the EAF with respect to the Project permits the Board of Supervisors of the County to make the determinations hereinafter in connection with actions to be made for the purpose of authorizing the financing of the Project;

NOW THEREFORE, pursuant to proceedings prescribed in 6 NYCRR at §617 of the State Environmental Quality Review Act ("SEQRA") regulations,

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

Section 1. The County, by and through its Board of Supervisors, hereby declares and designates itself to be the "lead agency", as that term is defined in 6 NYCRR §617.2(u), with respect to the environmental review of the Project.

Section 2. Upon receipt and examination of the EAF, it is hereby determined that the Project is an "unlisted action", as that term is defined in 6 NYCRR §617.2(ak).

Section 3. No other agency other than the County is involved in said environmental review and

no coordinated review or segmentation of such review is necessary or required with respect to the Project.

Section 4. No hearing as set forth in 6 NYCRR §617.9(a)(4) is required in making the determinations contained herein with respect to the costs of the Project.

Section 5. Taking into account the criteria set forth in 6 NYCRR §617.7, upon review of all pertinent information, including taking a hard look at all the facts and circumstances, it is determined that the Project will not have a significant effect on the environment and no unidentified adverse effects are anticipated with respect thereto and is precluded from further review under the Environmental Conservation Law.

Section 6. It is hereby determined that for purposes of the SEQRA regulations the serial bond resolution to be adopted under the LFL to finance the Project shall not be or be deemed to be an "action", as that term is defined in 6 NYCRR §617.2(b).

Section 7. The County shall include a true copy of this resolution in the file maintained, readily accessible to the public, in the office of the County Clerk, containing the EAF.

Section 8. This resolution shall take effect immediately upon its adoption by the Board of Supervisors of the County.

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

AYES:	2,551	votes	
NOES:	0	votes	
ABSENT:	292	votes	(Douglas, Morency)

Resolution No. 375

December 4, 2006
Regular Board Meeting

**RESOLUTION INCLUDING THE TOWN OF NORTH HUDSON AS A TOWN IN THE
SNOW BELT FOR PURPOSES OF REIMBURSEMENT BY THE COUNTY**

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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the inclusion of the Town of North Hudson as a town in the snow belt for the purposes of reimbursement by the County.

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 376

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PLANNING DEPARTMENT TO APPLY FOR A
FEDERAL FINANCIAL ASSISTANCE GRANT FOR PUBLIC TRANSPORTATION**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors does hereby authorize the Planning Department to apply for a federal financial assistance grant from Federal Section 5311 Public Transportation funds, for the purpose of purchasing vehicles and other related equipment for public transportation.

This resolution was seconded by Supervisors Glebus and Seney, and adopted.

Resolution No. 377

December 4, 2006
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO
MARTHA E. JOHNSON
UPON THE ADVENT OF HER 100TH BIRTHDAY**

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

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

WHEREAS, Martha E. Johnson, a long-time resident of the Town of Minerva, was born on December 21, 1906; and

WHEREAS, on December 21, 2006, Martha E. Johnson will attain the age of 100 years.

BE IT RESOLVED, that the Essex County Board of Supervisors does hereby extend its heartiest congratulations and best wishes to Martha E. Johnson upon her 100th birthday to be celebrated on December 21, 2006.

This resolution was unanimously seconded and adopted.

Resolution No. 378

December 4, 2006
Regular Board Meeting

**BOND RESOLUTION, DATED DECEMBER 4, 2006
AUTHORIZING THE ISSUANCE OF UP TO \$500,000
AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS
OF THE COUNTY OF ESSEX, STATE OF NEW YORK,
PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE
THE COSTS OF THE ACQUISITION AND INSTALLATION
OF RADIO EQUIPMENT IN AND FOR THE COUNTY**

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, *the Board of Supervisors of the County of Essex (the "County"), a municipal corporation of the State of New York, hereby determines that it is in the public interest of the County to authorize the financing of the costs of the acquisition and installation of radio equipment in and for the County, including any preliminary and incidental costs related thereto, at a total cost not a exceed \$500,000, pursuant to the Local Finance Law; and*

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

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF ESSEX, STATE OF NEW YORK *as follows:*

Section 1. There is hereby authorized to be issued serial bonds of the County, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$500,000, pursuant to the Local Finance Law, in order to finance the costs of the acquisition and installation of radio equipment in and for the County, including any preliminary and incidental costs related thereto (the "Project").

Section 2. The Board of Supervisors of the County has ascertained and hereby states that (a) the estimated maximum cost of the Project are not to exceed \$500,000; (b) no money has heretofore been authorized to be applied to the payment of the cost of the Project; (c) the Board of Supervisors of the County plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and (d) the maturity of the serial bonds authorized herein shall be in excess of five (5) years.

Section 3. It is hereby determined that the Project is of a class of object or purpose as described in subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is ten (10) years. The serial bonds authorized herein shall have a maximum maturity of the ten (10) years computed from the earlier of (a) the date of the first issue of such serial bonds, or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

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

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

were authorized in violation of the provisions of the Constitution of the State of New York.

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

Section 7. The County hereby declares its intention to issue serial bonds as authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the "obligations"), to finance the costs of the Project. The County covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations, or any other funds of the County, and will not make any use of the Project which would cause the interest on such obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code") (except for the federal alternative minimum tax imposed on corporations by Section 55 of the Code), or subject the County to any penalties under Section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by Section 55 of the Code), or subject the County to any penalties under Section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provisions hereof until the date which is sixty (60) days after the final maturity date of such serial bonds or an earlier prior redemption date thereof. The proceeds of the serial bonds authorized herein, and of any bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be applied to reimburse expenditures or commitments made in connection with the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution and the County may expend general funds or other available moneys for the Project which shall be reimbursed from the proceeds of such obligations.

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

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

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

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

AYES: 3,529 votes
NOES: 0 votes
ABSENT: 387 votes (Douglas, Morency)

Resolution No. 379

December 4, 2006
Regular Board Meeting

**RESOLUTION APPROPRIATING FUNDS FROM THE
CONTINGENCY ACCOUNT FOR TRANSFER INTO 2006 ESSEX
COUNTY BUDGET, AND AMENDING THE BUDGET
ACCORDINGLY**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby appropriates the sum of \$5,000.00 from the Contingency Account (Account #19904-5487) transfer to the 2006 Essex County Budget, which is admitted accordingly:

1. The sum of \$5,000.00 to the 2006 Department of Public Works Budget to pay for the Veterans Cemetery as follows:

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
65102 5217	Land Improvements	\$5,000.00

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

AYES:2,551 votes

NOES: 0 votes

ABSENT: 292 votes (Douglas, Morency)

BUDGET IMPACT STATEMENT:	
Contingent Account Balance as of 11/30/06:	\$146,590.69
Reduction Impact of this resolution:	\$ 5,000.00
FY2006 Contingent Account Balance:	\$141,590.69

Resolution No. 380

**December 4, 2006
Regular Board Meeting**

**RESOLUTION INTRODUCING PROPOSED
LOCAL LAW NO. 1 OF 2007**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby introduces proposed Local Law No. 1 of 2007, fixing the 2007 salaries of County officers who are elected or who are appointed for a fixed term, as follows:

"ESSEX COUNTY LOCAL LAW NO. 1 OF 2007

A local law fixing the 2007 salaries of County officers who are elected or who are appointed for a fixed term.

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

§1. *The annual salaries during fiscal year 2007 for the following County officers who are elected or who are appointed for a fixed term shall be as follows:*

<u>Position</u>	<u>2007 Salary</u>
Commissioner of Social Services	\$ 75,714
Commissioner of Elections	\$ 15,700

Coroners	\$ 3,482
County Clerk	\$ 58,690
County Sheriff	\$ 66,118
County Treasurer	\$ 58,242
Personnel Officer	\$ 74,591
Public Health Director	\$ 69,630
Real Property Tax Services Director	\$ 61,380
Superintendent of Public Works	\$ 79,627

§2. This local law shall take effect 45 days after adoption hereof; except that in the event a valid petition protesting against this local law is filed with the Clerk within 45 days of such adoption, this local law shall take effect only upon approval by the affirmative vote of a majority of the qualified electors of Essex County.”

AND BE IT FURTHER RESOLVED that the Essex County Board of Supervisors shall hold and conduct a public hearing on the foregoing proposed local law on December 18, 2006, at 9:30 o'clock in the forenoon of that day, to hear any and all persons concerning the same.

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

Resolution No. 381

**December 4, 2006
Regular Board Meeting**

**RESOLUTION ACCEPTING THE 2007 TENTATIVE ESSEX
COUNTY BUDGET SUBJECT TO AMENDMENT AND
FINAL ADOPTION OF THE 2007 ESSEX COUNTY BUDGET**

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.

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

the submission of the 2007 Tentative Essex County Budget subject to amendment and final adoption of the 2007 Essex County Budget.

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

Resolution No. 382

**December 4, 2006
Regular Board Meeting**

RESOLUTION AMENDING THE 2007 TENTATIVE ESSEX COUNTY BUDGET - TO INCREASE COMPENSATION PAID TO TOWNS FOR SNOW AND ICE CONTROL AND TO INCLUDE THE TOWN OF NORTH HUDSON IN THE SNOW BELT

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2007 Tentative Essex County DPW Budget by increasing appropriations and revenues in the total amount of \$6,220.00 to increase compensation to be paid to Towns for snow and ice control as follows:

Department 5142 - Snow Removal

Appropriation

Account Number	Description	From	To
51424 5474TSC	Town Snow Contracts	\$1,442,528	\$1,448,748

Revenue

Account Number	Description	From	To
5010 45031	Inter Fund Transfers	\$6,497,368	\$6,503,588

Transfer from General Fund

Appropriation

Account Number	Description	From	To
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99004 54908

Transfer to County Road \$6,497,368

\$6,503,588

BE IT FURTHER RESOLVED, that the Town of North Hudson shall be included in the Snow Belt.

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

AYES:2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

TENTATIVE BUDGET IMPACT
\$6,220.00
Increase in appropriations and revenues

Resolution No. 383

December 4, 2006
Regular Board Meeting

RESOLUTION AMENDING THE 2007 TENTATIVE ESSEX COUNTY BUDGET BY DECREASING REVENUES FOR THE FISH HATCHERY DEPARTMENT IN THE AMOUNT OF \$225,957.00 AND INCREASING THE APPROPRIATIONS IN THE TOURISM FOR OCCUPANCY TAX AND TOURISM OUT OF LAKE PLACID VISITORS BUREAU CONTRACT ACCOUNT IN THE AMOUNT OF \$225,957.00

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2007 Tentative Essex County Budget by decreasing revenues for the Fish Hatchery Department in the total amount of \$225,957.00 and increasing the appropriation in the tourism for occupancy tax and tourism - Lake Placid Visitors Bureau contract in the amount of \$225,957.00.

Department - 8720-Fish Hatchery

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
8720 41113	Fish Hatchery	\$225,957.00	\$0

Department - 6410 Tourism - LP Visitors Bureau

TENTATIVE BUDGET IMPACT \$225,957.00 increase in appropriations

I n c r e a s e
Appropriations -
Tourism

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FRO</u>	<u>TO</u>
64104 5429	Tourism - Lake Placid Visitors Bureau	\$1,284,534	\$1,410,491

Increase Revenues

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
6410 41113	Occupancy Tax	\$1,258,254	\$1,484,211

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

RESOLUTION AMENDING THE 2007 TENTATIVE ESSEX COUNTY BUDGET FOR THE DISTRICT ATTORNEY'S OFFICE TO DECREASE APPROPRIATIONS IN THE NET TOTAL AMOUNT OF \$92,250.00 RESULTING FROM ERROR IN THE TENTATIVE APPROPRIATIONS

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2007 Tentative Essex County Budget for the District Attorney's Office by decreasing appropriations in the total net amount of \$92,250.00 as a result in an error in the compilation of the 2007 Tentative Essex County Budget as follows:

Department - District Attorney

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
11651 5130	Part-time Wages	\$56,000.00	\$0
11651 51305VAW	VAWA Wages	36,250.00	\$0

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

AYES:2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

<p>TENTATIVE BUDGET IMPACT \$92,250.00 decrease in appropriations</p>
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Resolution No. 385

December 4, 2006
Regular Board Meeting

**RESOLUTION AMENDING THE 2007 TENTATIVE ESSEX COUNTY
 BUDGET FOR THE BOARD OF SUPERVISORS REGULAR WAGES BY
 INCREASING APPROPRIATIONS IN THE TOTAL AMOUNT OF
 \$2,680.00 TO PROVIDE FOR THE BUDGET LIAISON OFFICER'S
 SALARY**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2007 Tentative Essex County Budget for the Board of Supervisors regular wages by increasing appropriations in the total amount of \$2,680.00 to provide for the Budget Liaison Officer's salary as follows:

Department - 1011 Board of Supervisors

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
101101-5110	Bd. Of Supervisors Regular Wages	\$294,910.00	\$297,590.00

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

AYES:2,441 votes
NOES: 110 votes (Connell)
ABSENT: 292 votes (Douglas, Morency)

<p>TENTATIVE BUDGET IMPACT \$2,680.00 increase in appropriations</p>

RESOLUTION AMENDING THE 2007 TENTATIVE ESSEX COUNTY BUDGET BY PROVING A SPECIAL SALARY RATE REQUEST FOR JUDY GARRISON, DEPUTY CLERK - BOARD OF SUPERVISORS, FOR A SALARY INEQUITY OF 1% OVER THE STANDARD 3.5% INCREASE SCHEDULED FOR 2007, RESULTING IN THE BASE SALARY OF \$19.60/HOUR, GRADE 6 M/C, INCREASING THE APPROPRIATIONS THEREFORE IN THE AMOUNT OF \$619.00 FROM THE APPROPRIATION OF ADDITIONAL MONIES FROM UNEXPENDED AND UNRESERVED FUND BALANCE

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2007 Tentative Essex County Budget by increasing the appropriations in the total amount of \$527.00 to fund the proposed increase in salary for Judy Garrison as follows:

Department - 1040 Clerk of the Board

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
10401 5110	Regular Wages	\$111,153	\$111,680
10408 5810	Retirement	12,105	12,157
10408 5820	Social Security	8,798	8,838

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

AYES:2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

<p>TENTATIVE BUDGET IMPACT \$619.00 increase in appropriations</p>

Resolution No. 387

December 4, 2006
Regular Board Meeting

**RESOLUTION AMENDING THE 2007 TENTATIVE ESSEX
COUNTY BUDGET BY INCREASING APPROPRIATIONS IN THE AMOUNT OF \$38,250.00 FROM
UNEXPENDED AND UNRESERVED FUND BALANCE TO FUND THE SALARY FOR THE
TRANSPORTATION COORDINATOR**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2007 Tentative Essex County Budget, by increasing the appropriations in the amount of \$38,250.00 from unexpended and unreserved fund balance to fund the salary for the Transportation Coordinator; as follows:

Increase/(Decrease) appropriations

		From	To	<u>Total Difference</u>
Wages	56301 5110	68,340.00	65,433.00	-2,907.00
Part-time wages	56301 5130	30,277.00	78,224.00	47,947.00
HI Incentive	56301 5190	.00	244.00	244.00
Inventory	56304 5400INV	2,000.00	5,000.00	3,000.00
Telephone	56304 5423	2,280.00	4,280.00	2,000.00
Misc. Fees	56304 5440	1,050.00	4,110.00	3,060.00

Retirement	56308 5810	9,684.00	14,098.00	4,414.00
FICA	56308 5820	7,560.00	11,005.00	3,445.00
Disability	56308 5840	513.00	822.00	309.00
HI	56308 5850	33,475.00	22,380.00	-11,095.00
Pharmacy	56308 5851	14,614.00	2,447.00	-12,167.00
Transportation Coordinator		169,793.00	208,043.00	38,250.00

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 388

December 4, 2006
 Regular Board Meeting

RESOLUTION AMENDING THE 2007 TENTATIVE ESSEX COUNTY BUDGET BY INCREASING THE AMOUNT TO BE APPROPRIATED FROM THE UNEXPENDED AND UNRESERVED FUND BALANCE (GENERAL FUND) IN THE ADDITIONAL AMOUNT OF \$168,524.00 TO DECREASE THE TAX LEVY BY 1.2%

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2007 Tentative Essex County Budget by increasing the amount to be appropriated from unexpended and unreserved fund balance (General Fund) in the additional amount of \$168,524.00, to decrease the tax levy by 1.2%.

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

AYES: 1,564 votes
NOES: 978 votes (Merrihew, Jackson, Dobie, Moses, Dedrick, Connell, Ashline)
ABSENT: 292 votes (Douglas, Morency)

Resolution No. 389

December 4, 2006
Regular Board Meeting

**RESOLUTION ADOPTING THE 2007 TENTATIVE ESSEX
COUNTY BUDGET, AS AMENDED, AS THE 2007 ESSEX
COUNTY BUDGET AND APPROPRIATING FUNDS
PURSUANT TO COUNTY LAW §356**

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

WHEREAS, the Essex County Board of Supervisors has met and considered the 2007 tentative budget and conducted a public hearing thereon on November 27, 2006, as required by County Law §359; and

WHEREAS, the Board thereafter conducted budget hearings with each department head to review and consider amendments to the tentative budget in order to reduce the projected tax increase, and based upon such hearings has amended the tentative budget.

BE IT RESOLVED that the Essex County Board of Supervisors hereby adopts the 2007 Tentative Essex County Budget, as heretofore amended, as the final 2007 Essex County Budget; and

BE IT FURTHER RESOLVED that the several amounts specified in such budget in the column entitled "Adopted" for the several objects set forth in said 2007 budget, totaling \$84,042,998.00, be appropriated for such objects effective January 1, 2007, with said budget containing total revenues of \$62,865,411.00; and

BE IT FURTHER RESOLVED that the sum of \$6,332,567.00 is hereby appropriated from the General Fund Balance for the 2007 Essex County Budget hereby adopted; and

BE IT FURTHER RESOLVED that the sum of \$900,000.00 is hereby appropriated from the County Road Fund Balance, and the additional sum of \$565,500.00 from the County Road Machinery Fund Balance, for the 2007 Essex County Budget hereby adopted; and

BE IT FURTHER RESOLVED that the sum of \$13,379,520.00 shall be raised by taxes levied upon the real property within the County for the 2007 Essex County Budget hereby adopted.

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

AYES:	2,551	votes	
NOES:	0	votes	
ABSENT:	292	votes	(Douglas, Morency)

Resolution No. 390

December 4, 2006
Regular Board Meeting

**RESOLUTION LEVYING 2007 COUNTY AND TOWN TAXES
AND ASSESSMENTS, APPROVING THE COMPLETED
TAX ROLLS, AND DIRECTING THE EXECUTION
AND DELIVERY OF THE TAX WARRANTS**

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

WHEREAS, there has been presented to this Board of Supervisors a duly certified copy of the annual budget for each of the eighteen towns of Essex County for the fiscal year commencing January 1, 2007; and

WHEREAS, the Essex County Board of Supervisors has duly adopted its annual budget for the fiscal year 2007 by Resolution No. 387, which budget provides for appropriation of funds in the total amount of \$84,042,998.00, for revenues of \$62,865,411.00, and for a total tax levy of \$13,379,520.00.

BE IT RESOLVED that pursuant to Town Law §115, the amounts specified in the annual town budgets, as adopted by the respective Town Boards, to be raised by tax or assessment shall be levied, assessed, raised and collected against, from, and upon the real property of the respective towns liable therefor at the time and in the manner provided by law for the levy of county taxes; and

BE IT FURTHER RESOLVED that pursuant to County Law §360, the amounts specified in the 2007 County budget to be raised by tax, amounting to \$13,379,520.00 shall be levied, assessed, raised and collected against, from, and upon the real property of the County liable therefor at the time and in the manner provided by law; and

BE IT FURTHER RESOLVED that the Town and County taxes be extended against each parcel on said rolls, with such taxes as extended being hereby determined to be the taxes due on each such parcel as set forth thereon; and

BE IT FURTHER RESOLVED that there be annexed to each of said rolls a tax warrant in the form prepared by the Clerk of the Board, as provided by Real Property Tax Law §904, that such warrants should be in the respective amounts heretofore authorized to be levied upon said rolls, that under the seal of the Essex County Board of Supervisors the said rolls with said warrants are to be forthwith collected within and from the several tax districts of the County; and

BE IT FURTHER RESOLVED that such taxes and assessments, when collected, shall be paid to the Supervisor of the respective town and to the Essex County Treasurer in the amounts as shown on the Contents of Collectors Warrants for distribution by them in the manner provided by law.

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

AYES:	2,551	votes
NOES:	0	votes
ABSENT:	292	votes

Resolution No. 391

December 4, 2006
Regular Board Meeting

**RESOLUTION SCHEDULING THE 208th ORGANIZATIONAL
MEETING FOR JANUARY 3, 2007**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby schedules the 2007 Organizational Meeting for January 3, 2007 to commence at 10:00 a.m.

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

Resolution No. 392

December 4, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING CONTRACTS FOR FISCAL YEAR 2007
FOR WHICH FUNDS ARE APPROPRIATED IN THE 2007 ESSEX
COUNTY BUDGET**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the County Manager and/or Chairman of the Board to execute all contracts for fiscal year 2007 for the various departments of County Government for which funds have been appropriated in the 2007 Essex County Budget as adopted.

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

AYES: 2,551 votes
NOES: 0 votes
ABSENT: 292 votes (Douglas, Morency)

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
LEAMON STAFFORD MORAN**

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

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

WHEREAS, Leamon Stafford Moran passed away on December 2, 2006; and

WHEREAS, Leamon Stafford Moran was born in Willsboro and was a lifetime farmer in Reber; and

WHEREAS, Leamon Stafford Moran was a member of the Reber Fire Department for 52 years, Secretary of the Essex County Fire Police Association for 30 years, Chairman of the Willsboro Board of Fire Commissioners, a member of the Willsboro Board of Assessment Review and a soldier of the United States Army Reserve for more than 10 years; and

WHEREAS, Leamon Stafford Moran was loving husband, father, son, grandfather, brother, uncle and friend and will be sorely missed by the residents of Willsboro, Reber and the County of Essex;

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 Leamon Stafford Moran; 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 Moran family.

This Resolution was unanimously seconded and adopted.

RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2007

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

WHEREAS, by Resolution No. 378 duly adopted at a Regular Board Meeting held on December 4, 2006, this Board of Supervisors introduced proposed Local Law No. 1 of 2007, fixing the 2007 salaries of County officers who are elected or who are appointed for a fixed term, and scheduled a public hearing thereon on December 18, 2006, at 9:30 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby adopts proposed Local Law No. 1 of 2007, as follows:

“ESSEX COUNTY LOCAL LAW NO. 1 OF 2007

A local law fixing the 2007 salaries of County officers who are elected or who are appointed for a fixed term.

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

§1. The annual salaries during fiscal year 2007 for the following County officers who are elected or who are appointed for a fixed term shall be as follows:

<u>Position</u>	<u>2007 Salary</u>
Commissioner of Social Services	\$ 75,714
Commissioner of Elections	\$ 15,700
Coroners	\$ 3,482
County Clerk	\$ 58,690
County Sheriff	\$ 66,118
County Treasurer	\$ 58,242
Personnel Officer	\$ 74,591
Public Health Director	\$ 69,630
Real Property Tax Services Director	\$ 61,380
Superintendent of Public Works	\$ 79,627

§2. This local law shall take effect 45 days after adoption hereof; except that in the event a valid petition protesting against this local law is filed with the Clerk within 45 days of such adoption, this local law shall take effect only upon approval by the affirmative vote of a majority of the qualified electors of Essex County.”

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

AYES:	2,386 votes	
NOES:	351 votes	(Scozzafava)
ABSENT:	106 votes	(Morency)

Resolution No. 395

December 18, 2006
Special Board Meeting

**RESOLUTION APPOINTING THE DEMOCRAT ELECTION
COMMISSIONER FOR ESSEX COUNTY**

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

WHEREAS, the Essex County Democratic Committee has filed with the Clerk of the Board a certificate recommending that David C. Mace of Elizabethtown, New York be and is hereby appointed to the Office of Democrat Election Commissioner for a two year term commencing January 1, 2007 and with his 2007 salary being \$15,700.00.

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

AYES:	2,737 votes	
NOES:	0 votes	
ABSENT:	106 votes	(Morency)

Resolution No. 396

December 18, 2006
Special Board Meeting

**RESOLUTION APPOINTING THE REPUBLICAN ELECTION
COMMISSIONER FOR ESSEX COUNTY**

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

WHEREAS, the Essex County Republican Committee has filed with the Clerk of the Board a certificate recommending that Lewis W. Sanders of Ticonderoga, New York be and is hereby appointed to the Office of Republican Election Commissioner for a two year term commencing January 1, 2007 and with his 2007 salary being \$15,700.00.

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

AYES:2,737 votes
NOES: 0 votes
ABSENT: 106 votes (Morency)

Resolution No. 397

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN
THE OFFICE OF AGING, TO INCREASE REVENUES AND
APPROPRIATIONS BY \$395.51 - FEDERAL FUNDING FOR
TITLE VII (LONGTERM CARE OMBUDSMAN PROGRAM)**

The following resolution was offered by Supervisor Scozzafava, 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 amends the 2007 Essex County Budget as follows:

From the Human Services Committee:

- a) For the Office of the Aging increase Revenues (account #6772) and Appropriations as follows in the total amount of \$395.51 carryover from federal funding for Title VII (Longterm Care OMBUDSMAN Program).

Appropriations (Increase)
Department 6772

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
67724	5487	Misc	\$395.51

Revenue (Increase)
Department 6772

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
6772	4477280	Federal Aide Title VII	\$395.51

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

AYES: **2,737 votes**
NOES: **0 votes**
ABSENT: **106 votes (Morency)**

Resolution No. 398

December 27, 2006
Last Day of Annual

RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE OFFICE OF AGING, TO INCREASE REVENUES AND APPROPRIATIONS BY \$8,639.00 - STATE FUNDING FOR HOME DELIVERED MEALS IN THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) TO HIRE A

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TEMPORARY PERSON FROM JANUARY TO MARCH

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2007 Essex County Budget as follows:

From the Human Services Committee:

- a) For Office for the Aging, increase Revenues (account #6772) and Appropriations as follows in the total amount of \$8,639.00 from a grant to hire a temporary person for the SNAP Program.

Appropriations (Increase)
 Department 6772

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
67721	5100	Wages, full time	\$7,471.00
67728	5810	Retirement	705.00
67728	5820	Social Security	447.00
67728	5840	Disability Insurance	16.00

Revenue (Increase)
 Department 6772

<u>Account Group</u>	<u>Description</u>	<u>Total</u>
6772-4377230	State Aid Aging SNAP	\$8,639.00

BE IT FURTHER RESOLVED, that when the funding for this Program ends this position shall terminate.

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

AYES: 2,737 votes
NOES: 0 votes
ABSENT: 106 votes (Morency)

Resolution No. 399

**December 27, 2006
Last Day of Annual**

**RESOLUTION REAPPOINTING JOHN P. O'NEILL TO THE OFFICE
OF ESSEX COUNTY COMMISSIONER OF SOCIAL SERVICES FOR
A FIVE YEAR TERM EFFECTIVE MARCH 9, 2007**

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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby reappoints John P. O'Neill, to the office of Essex County Commissioner of Social Services for a term of 5 years, effective March 9, 2007.

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

AYES: 2,386 votes
NOES: 351 votes (Scozzafava)
ABSENT: 106 votes (Morency)

Resolution No. 400

**December 27, 2006
Last Day of Annual**

**RESOLUTION ADOPTING AND APPROVING POLICY REVIEW AND
QUALITY ASSURANCE REVIEW FOR THE CERTIFIED HOME HEALTH
AGENCY**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby adopts and approves the Policy Review and Quality Assurance Review for the Certified Home Health Agency.

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

Resolution No. 401

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE DPW-
HIGHWAY BUDGET, TO INCREASE REVENUES AND
APPROPRIATIONS BY \$7,593.86 - SALE OF TIRES TO SERKIL, LLC**

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.

WHEREAS, the Department of Public Works has received \$7,593.86 from the sale of tires 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 (5130 4265520 sale of parts and labor) and appropriations (51304.5464 highway vehicle parts and repair) by the sum of \$7,593.86 from the sale of tires to Serkil, LLC.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 402

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING THE TRANSFER OF UNEXPENDED
BALANCE FOR THE LEVEL I INSPECTION
OF MILL HILL BRIDGE IN KEESEVILLE
FROM 2006 BUDGET TO 2007 BUDGET**

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, the Department of Public Works has requested authorization to move \$10,000.00 from 2006 unexpended balance to the 2007 Budget for Level I Inspection of Mill Hill Bridge in Keeseville.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the transfer of the 2006 unexpended balance of \$10,000.00 to Account 5110 45400MHB.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 403

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING THE BUDGET TRANSFER OF THE
UNEXPENDED BALANCE OF GREENOUGH BRIDGE FUNDS TO 2007
BUDGET AND THE FUNDS FOR THE GREENOUGH TEMPORARY
BRIDGE RENTAL OF \$21,000.00 TO 2007 BUDGET**

The following resolution was offered by Supervisor McSweeney, 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 requested authorization to move the unexpended balance of Greenough Bridge Funds to 2007 Budget and transfer the funds for the Greenough Temporary Bridge Rental of \$21,000.00 to 2007 Budget.

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2006 Budget of the Department of Public Works by transferring the unexpended funds for the Greenough Bridge to 2007 Budget, Account 51104 5419 OMR and transfer the funds for the temporary bridge rental in the amount of \$21,000.00 to 2007 Budget, Account 51104 5419 OMR.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 404

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE
PLANNING DEPARTMENT IN THE AMOUNT OF \$3,158.00 FOR A
CAPITAL GRANT FOR NYSDOT TO PURCHASE RADIOS AND
INSTALLATION FROM WELLS COMMUNICATIONS FOR ORDA'S
PUBLIC TRANSPORTATION SERVICES**

The following resolution was offered by Supervisor Seney, 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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2007 Essex County Budget as follows:

From the Economic Development Committee:

- a) For the Planning Department to increase Revenues (account #5630) and Appropriations as follows in the total amount of \$3,158.00 appropriate money for Capital Grant for NYSDOT to purchase radios and installation from Wells Communications, Inc. For ORDA's public transportation service.

Appropriations (Increase)
Department 5630

<u>Account #</u>	<u>Description</u>	<u>From</u>	<u>To</u>
56302 5250	ORDA Equipment	\$0.00	\$3,158.00

Revenue (Increase)
Department 5630

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
5630 44089123	Federal Aid NYSDOT	\$2,526.40
5630 43089123	State Aid NYSDOT	315.80
5630 4175032	Champ Rec ORDA	315.80

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

AYES: 2,737 votes
NOES: 0 votes
ABSENT: 106 votes (*Morency*)

Resolution No. 405

December 27, 2006
Last Day of Annual

**RESOLUTION ACCEPTING AND PLACING ON FILE
THE 2006 ANNUAL REPORT FOR
THE ESSEX COUNTY FISH HATCHERY**

The following resolution was offered by Supervisor Dedrick, 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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby accepts and places on file the 2006 Annual Report for the Essex County Fish Hatchery.

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

Resolution No. 406

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING JIM MCKENNA FROM THE ESSEX
COUNTY VISITOR'S BUREAU TO REVIEW THE OVERALL ESSEX
COUNTY FISH HATCHERY OPERATION AND TO BRING
RECOMMENDATIONS BACK TO THE ECONOMIC
DEVELOPMENT/PLANNING/PUBLICITY COMMITTEE BOARD**

The following resolution was offered by Supervisor Dedrick, 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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes Jim McKenna from the Essex County Visitors Bureau to review the overall Essex County Fish Hatchery operation and to bring recommendations back to the Economic Development/Planning/Publicity Committee.

This resolution was duly seconded by Supervisors Seney and Connell, and adopted.

Resolution No. 407

December 27, 2006
Last Day of Annual

**RESOLUTION URGING OUR STATE AND FEDERAL LEGISLATORS TO
ALLOW FOR THE REMOVAL OF RESTRICTIONS PLACED ON THE
DEED FOR THE ESSEX COUNTY FISH HATCHERY AND
DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

The following resolution was offered by Supervisor Canon, 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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby urges our State and Federal Legislators to allow for the removal of restrictions placed on the deed for the Essex County Fish Hatchery and the Department of Environmental Conservation.

This resolution was unanimously seconded and adopted.

Resolution No. 408

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING A THREE YEAR CONTRACT RENEWAL
WITH PHARMACARE FOR DRUG COVERAGE**

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

Upon the recommendation of the Personnell 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 a three (3) year contract renewal with PharmaCare for drug coverage.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 409

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO
NEGOTIATE THE SETTLEMENT OF AN AFFIRMATIVE ACTION
COMPLAINT IN THE COUNTY MANAGER'S OFFICE**

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

Upon the recommendation of the Personnel 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 County Attorney to negotiate the settlement of an Affirmative Action Complaint in the County Manager's office.

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

Resolution No. 410

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING THE CANCELLATION OF THE 7%
RELEVY PENALTY IMPOSED ON UNPAID 2006/2007 KEENE
CENTRAL SCHOOL DISTRICT TAXES ON TWO PARCELS IN THE
TOWN OF KEENE PURSUANT TO REAL PROPERTY TAX LAW
SECTION 1182**

The following resolution was offered by Supervisor Ferebee, 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 7% relevy penalty charges against the following properties - owner to be refunded upon payment in full:

<u>Account No.</u>	<u>Assessed to:</u>	<u>Tax Map #</u>
625J102304	Ruth Pelmas	45.3-1-13.000
625J103609	Ruth Pelmas	72.2-1-26.000

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

AYES: 2,737 votes
NOES: 0 votes
ABSENT: 106 votes (Morency)

Resolution No. 411

December 27, 2006
Last Day of Annual

**RESOLUTION OF CONGRATULATIONS TO ESSEX COUNTY
TREASURER, MICHAEL G. DISKIN
ON HIS APPOINTMENT AS CHAIRMAN OF THE LEGISLATIVE
COMMITTEE FOR THE NATIONAL ASSOCIATION OF COUNTY
TREASURER'S**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby congratulates Michael G. Diskin on his appointment as chairman of the Legislative Committee for the National Association of County Treasurers.

This resolution was unanimously seconded and adopted.

Resolution No. 412

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING CONTRACTS FOR INSURANCE
COVERAGE IN 2007**

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.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman to execute the following contracts for insurance coverage in 2007:

1. With New York Municipal Insurance Reciprocal (NYMIR) at a total cost of \$452,711.26 which includes all motor vehicle and fire insurance fees, for
 - ▶ Package policy insurance coverage, including the following coverages and limits:
 - ▶ Property coverage with limits of \$25,000,633
 - ▶ Boiler & Machinery coverage with limits of \$25,000,633
 - ▶ General Liability coverage with limits of \$1,000,000 per occurrence, \$3,000,000 aggregate and \$1,000,000 products aggregate
 - ▶ Auto Liability coverage of \$1,000,000 combined single limit for bodily injury and property damage
 - ▶ Inland Marine Liability coverage with limits of \$5,290,944
 - ▶ Public Officials Liability coverage with limits of \$1,000,000 per claim and \$2,000,000 aggregate
 - ▶ Law Enforcement Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and
 - ▶ For the Horace Nye Home and the Public Health Nursing Services,
 - General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and Professional Liability coverage with limits of \$1,000,000 per occurrence and \$3,000,000 aggregate;
 - ▶ For Mental Health Services, General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and Professional Liability coverage with limits of \$1,000,000 per claim and \$3,000,000 aggregate;

- ▶ For the Jail, Medical Professional Liability coverage with limits of \$1,000,000 per occurrence and \$3,000,000 aggregate; and

2. With Insurance Company of the State of PA (AIG) for Excess Liability insurance coverage (including terrorism) having limits of \$10,000,000 per occurrence and aggregate, a total premium of \$91,585; and

3. With Physicians Reciprocal Insurance for Physicians Professional Liability insurance coverage, having limits of \$1,300,000 per occurrence and \$3,900,000 aggregate, at a total premium cost of \$4,980; and

4. With Hartford Fire Insurance Company for Faithful Performance & Crime Bond coverage, having blanket limits of \$500,000 and forgery and money limits of \$50,000, for all County officials and employees, at a total premium cost of \$5,873.00; and

5. An additional premium of approximately \$6,500 will be billed when the jail is removed from builders risk policy and added to NYMIR's Package Policy.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 413

December 27, 2006
Last Day of Annual

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
CHARLES EMMETT KELLY**

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

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

WHEREAS, Charles Emmett Kelly passed away on December 15, 2006; and

WHEREAS, Charles Emmett Kelly was born on October 10, 1925, in New York City; and

WHEREAS, Charles Emmett Kelly served in U.S. Army Air Corps. from 1943 until the end of the war in 1945; and

WHEREAS, Charles Emmett Kelly was a 1951 graduate of Rensselaer Polytechnic Institute; and

WHEREAS, Charles Emmett Kelly managed the production areas of companies, including Hamilton Standard, Colt Firearms, Fafnir Bearing and Lockheed Martin and, at the time of his retirement was working on the MX Missile program with Lockheed Martin; and

WHEREAS, Charles Emmett Kelly was married to Barbara Tyrell Kelly, his beloved wife; and

WHEREAS, Charles Emmett Kelly served on the Village of Lake Placid Planning Board for many years, was a Board Member of Comlinks and was also active in local politics having served as North Elba Supervisor, Shirley Seney's campaign manager in 2006; and

WHEREAS, Charles Emmett Kelly was a loving husband, father, grandfather, brother and friend and will be sorely missed by the residents of Lake Placid and North Elba and the County of Essex;

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 Charles Emmett Kelly; 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 Kelly family.

This Resolution was unanimously seconded and adopted.

Resolution No. 414

**December 27, 2006
Last Day of Annual**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
LILY A. BREYETTE**

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

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

WHEREAS, Lily A. Breyette passed away on December 9, 2006; and

WHEREAS, Lily A. Breyette was born in Plattsburgh on December 10, 1919, the daughter of Frederick and Ettie (Bond) Adams; and

WHEREAS, Lily A. Breyette's priority in life was that of being a loving wife, mother and

homemaker; and

WHEREAS, Lily A. Breyette was active in various women and veteran organizations and was a member of the Ladies of the Elks; and

WHEREAS, Lily A. Breyette was a loving mother, grandmother, sister, aunt and friend who 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 condolences to the family of Lily A. Breyette; 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 Breyette family.

This Resolution was unanimously seconded and adopted.

Resolution No. 415

December 27, 2006
Last Day of the Annual

RESOLUTION FIXING THE 2007 SALARIES FOR
ALL MANAGEMENT/CONFIDENTIAL AND
CERTAIN DEPARTMENT HEAD EMPLOYEES

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby fixes the 2007 salaries for all management/confidential and department head employees, except those whose salaries are or have been or will be set by law, local law or other resolution, as follows, with the numbers in parentheses referring to the departmental position number in the Personnel Office:

	<u>2007 SALARY</u>
District Attorney's Office	
Assistant District Attorney (position #5)	\$ 72,120.00
Assistant District Attorney (position #7)	56,925.00
Secretary to District Attorney (position #3)	19.60 Hr.
Assistant District Attorney (position #10)	52,785.00
Assistant District Attorney (position #9)	57,881.00
Investigator	32,137.00
County Manager's Office	
Accountant I (part-time)	35.77 Hr
Senior Accountant (part-time)	39,648.00
Senior Purchasing Clerk	18.29 Hr
Conf. Secretary to County Manager	17.76 Hr
County Manager	88,840.00

County Auditor	
Deputy County Auditor	17.76 Hr
County Auditor	47,147.00
Clerk of the Board's Office	
Deputy Clerk of the Board of Supervisors	19.60 Hr
Legislative Aide (part-time)	12.26 Hr
Clerk of the Board	59,374.00
Treasurer's Office	
Deputy County Treasurer for Finance#1	50,677.00
Payroll Specialist	21.43 Hr.
Senior Accountant (part-time)	16,992.00
Real Property Tax Service	
Assistant Director of Real Property Tax Services	29.18 Hr
County Clerk's Office	
Deputy County Clerk	23.33 Hr
Deputy County Clerk	23.33 Hr
Deputy County Clerk	23.33 Hr
Motor Vehicle Office	
Deputy County Clerk - Motor Vehicle	23.33 Hr
MV Supervisor	17.76 Hr
County Attorney's Office	
Secretary To County Attorney/Paralegal	19.60 Hr
Legislative Aide (part-time)	12.26 Hr
Assistant County Attorney for Social Services	32,673.00
Assistant County Attorney for Family Court	32,673.00
Assistant County Attorney	65,345.00
County Attorney	113,850.00
Public Defender	
Confidential Secretary	19.60 Hr
Assistant Public Defender (full time)	64,274.00
Investigator	13.90 Hr
Public Defender	107,123.00
Personnel/Civil Service	
Personnel Technician	17.76 Hr
Deputy Personnel Officer	48,220.00
Personnel Trainee	10.32 Hr
Board of Elections	
Deputy Commissioner of Elections	15.93 Hr
Deputy Commissioner of Elections	15.93 Hr
Election Clerk	12.25 Hr
Election Clerk	12.25 Hr
Department of Public Works	
Assistant Civil Engineer (position #4)	24.81 Hr
Assistant Civil Engineer (position #71)	18.93 Hr
Deputy Superintendent of Public Works	66,012.00
Jail/Public Safety Building Coordinator	23.33 Hr
Health & Safety Officer	25.27 Hr

Printing		
	Printing Mach. Op.	19.27 Hr
Information Systems		
	Sr. Comp. Prog. Analyst/Deputy	28.81 Hr
Sheriff/Administration		
	Undersheriff	25.53 Hr
	Chief Deputy Sheriff	23.83 Hr
	Confidential Secretary	17.76 Hr
Sheriff/Jail		
	Jail Physician	30,526.00
	Jail Administrator	25.02 Hr
Probation		
	Probation Director	61,406.00
Emergency Preparedness/Civil Defense		
	Emergency Preparedness/Fire Coordinator	66,117.00
	Deputy Emergency Services Director	25.26 Hr
Public Health		
	Supervising Community Health Nurse (position #6)	25.71 Hr
	Supervising Community Health Nurse (position #45)	29.44 Hr
	Supervising Community Health Nurse (position #12)	25.71 Hr
	Director of Patient Services (position #67)	31.13 Hr
	Director of Children with Special Needs (position #60)	23.33 Hr
	Fiscal Services Administrator	25.26 Hr
Mental Health/Administration		
	Fiscal Services Administrator	25.26 Hr
	Assistant Director Community Mental Health	34.70 Hr
	Director of Community Mental Health Services	76,414.00
	Supervising Psychiatric Social Worker (position #19)	29.18 Hr
	Supervising Psychiatric Social Worker (position #200)	29.18 Hr
	Staff Psychiatrist	88.63 Hr
	Medical Director	88.50 Hr
Social Services/Administration		
	Director of Administrative Services	56,360.00
	Director of Social Services	56,860.00
	Head Social Welfare Examiner	22.59 Hr
	Director Staff Development	21.43 Hr
Horace Nye Home		
	Nursing Home Administrator	71,606.00
	Director of Nursing	29.45 Hr
	Supervising Nurse (position #6)	25.54 Hr
	Supervising Nurse (position #8)	25.54 Hr
	Supervising Nurse (position #49)	25.54 Hr
	Medical Director	77,010.00
	Assistant Director of Nursing	27.49 Hr
	Director of Food Services	23.33 Hr
	Assistant Director of Food Services	17.76 Hr
Weights and Measures		
	Director of Weights and Measures	53,774.00

Office of the Aging	
Director of the Office of the Aging	48,428.00
Planning	
Director of Comm. Development & Planning	60,980.00
Transportation Coordinator	23.33 Hr
Essex County Dept of Fisheries	
Director of Fisheries	50,948.00
Youth Bureau	
Assistant Youth Bureau Director (position #1)	23.20 Hr
Assistant Youth Bureau Director (position #2)	21.43 Hr
Youth Bureau Director	6,000.00

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

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

AYES: 2,347 votes
NOES: 390 votes (Scozzafava, Canon)
ABSENT: 106 votes (Morency)

Resolution No. 416

December 27, 2006
Last Day of Annual

RESOLUTION APPORTIONING DOG TAX MONIES

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

BE IT RESOLVED that pursuant to Section 111 paragraph 3 of the Agriculture and Markets Law of New York State, the following apportionment of the total of \$2,870.29 is hereby authorized and the County Treasurer is hereby authorized and directed to pay said sums to the respective town supervisors prior to February 5, 2007;

<u>Towns Contributing</u>	<u>Apportionment of 75% of Surplus</u>
Chesterfield	\$ 241.29
Crown Point	160.62
Elizabethtown	79.74

Essex		44.49
Jay		137.68
Keene	57.00	
Lewis		189.81
Minerva		141.14
Moriah	312.90	
Newcomb		27.13
North Elba		396.33
North Hudson	8.34	
St.Armand		118.89
Schroon		92.47
Ticonderoga		351.41
Westport		171.04
Willsboro		137.70
Wilmington		98.27
SPCA Westport		104.04
TOTAL		\$2,870.29

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

AYES: 2,737 vote
NOES: 0 vote
ABSENT: 106 vote (Morency)

Resolution No. 417

December 27, 2006
Last Day of the Annual

**RESOLUTION AUTHORIZING THE APPOINTMENT OF BRENT VOSBURG TO
SERVE ON THE ESSEX COUNTY WORKFORCE COUNCIL AS A PRIVATE
SECTOR REPRESENTATIVE**

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

WHEREAS, there has been a recommendation for the appointment of Brent Vosburg, Human Resource Director for Denton Publications in Elizabethtown, to serve on the Essex County Workforce Council as a private sector representative

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the appointment of Brent Vosburg to serve on the Essex County Workforce Council as a private sector representative.

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

Resolution No. 418

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD
AND/OR COUNTY MANAGER TO MAKE INTER-DEPARTMENTAL AND
INTRA-DEPARTMENTAL BUDGET TRANSFERS IN THE 2007 ESSEX
COUNTY BUDGET**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board and/or the County Manager to make inter-departmental and intra-departmental budget transfers within the 2006 Essex County Budget for the purpose of balancing the various accounts in said budget as of the close of business as of and on December 31, 2006; and

BE IT FURTHER RESOLVED that on or before January 31, 2007, the County Manager shall file with the Clerk of this Board a complete listing of all supplemental appropriations and transfers made pursuant to this resolution, which listing shall include but not be limited to specific account numbers and amounts.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 419

December 27, 2006
Last Day of Annual

**RESOLUTION AWARDING A CONTRACT TO ARMORY ASSOCIATES FOR
ACTUARIAL SERVICES AS PER GASB 45 IN THE AMOUNT OF \$8,200.00 FOR
THE FIRST FISCAL YEAR BEGINNING IN 2006; \$500.00 FOR SECOND FISCAL
YEAR; AND \$8,610.00 FOR THE THIRD FISCAL YEAR**

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

WHEREAS, pursuant to GASB #45, it is a requirement to recognize post-employment benefits over the service life of an employee rather than a "pay as you go" approach which requires the calculation of present values of future benefits by an Actuary;

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 the contract with Armory Associates for Actuarial Services in the amount of \$8,200.00 for the year 2006; \$500.00 for the second year and \$8,610.00 for the third year.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 420

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING CONTRACTS WITH THE NEW YORK STATE
BOARD OF ELECTIONS AND ESSEX COUNTY BOARD OF ELECTIONS**

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

WHEREAS, the Essex County Board of Elections has allocated certain funds provided to New York State to improve access to polling places for individuals with disabilities and others, for poll worker training, voter education and to help improve access to polling places; and

WHEREAS, the New York State Board of Elections has presented three separate and distinct contracts to be executed by Essex County acting by and through the Essex County Board of Elections; and

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 the following contracts:

1. Contract between the Essex County Board of Elections and the New York State Board of Elections for improvement to access to polling places wherefore funds have been allocated in the amount of \$12,293.00.

2. Contract between the Essex County Board of Elections and the New York State Board of Elections for poll worker training and voter education wherein the amount of \$24,586.00 is available.

3. Contract between the Essex County Board of Elections and the New York State Board of Elections for improvement to access to polling places wherein the sum of \$5,905.00 is allocated.

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

AYES: 2,737 votes
NOES: 0 votes
ABSENT: 106 votes (Morency)

Resolution No. 421

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE COUNTY OF
ESSEX AND TWIN STATE
PROPANE SERVICES, LLC**

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

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 Twin State Propane Services, LLC in the principal sum of \$16,052.00 for the delivery and installation for the completion and changing out and setting pressures on all propane regulators in the new Essex County Jail.

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

AYES: 2,737 votes
NOES: 0 votes
ABSENT: 106 votes (Morency)

Resolution No. 422

December 27, 2006
Last Day of the Annual

**RESOLUTION AMENDING THE CONTRACT WITH AFFILIATED COMPUTER
SERVICES FOR SCANNING AND INDEXING IN THE COUNTY CLERK'S OFFICE
TO INCREASE THE AMOUNT BY \$3,000/YEAR**

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

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 \$3,000/year.

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

AYES: 2,737 votes
NOES: 0 votes
ABSENT: 106 votes (Morency)

Resolution No. 423

December 27, 2006
Last Day of Annual

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING AGENT
TO SOLICIT RFPs FOR THE RADIO DISPATCH CONSOLE
SYSTEM FOR THE NEW ESSEX COUNTY
PUBLIC SAFETY BUILDING**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes and directs the Essex County Purchasing Agent to solicit Requests for Proposals for a new radio dispatch console system for the new Essex County Public Safety Building.

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

AYES: 2,737 votes
NOES: 0 votes
ABSENT: 106 votes (Morency)

Resolution No. 424

December 27, 2006
Last Day of Annual

**RESOLUTION TO EXPEND FUNDS FROM THE WIRELESS
EXPEDITED FUNDING GRANT FOR PURCHASE OF FURNITURE,**

FIXTURES AND EQUIPMENT FOR THE E911 OPERATIONS AND TRAINING CENTER

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

WHEREAS, Essex County has received notification that it has received a Wireless Expedited Funding Grant in the amount of \$1.7 million for the purchase of furniture, fixtures and equipment for the E911 Operations and Training Center; and

WHEREAS, it is now necessary to begin the purchase of furniture, fixtures and equipment to serve the Essex County E911 Operations and Training Center; and

WHEREAS, a condition of the Wireless Expedited Funding Grant is that all funds must be expended prior to March 28, 2007; and

WHEREAS, because these monies and purchases need to be made within the confines of a narrow three month period, Essex County Emergency Services has requested that this Board establish a committee with authority to authorize competitive bidding, awards of bid and contracts and purchases of furniture, fixtures and equipment under this grant without having to seek these approvals from the full Board; and

BE IT RESOLVED that the Essex County Board of Supervisors hereby creates a committee comprised of the Chairman of the Essex County Board of Supervisors, Chairman of the Finance Committee, Chairman of the Ways & Means Committee and Chairman of the Audit Committee to authorize competitive bidding, awards of bids and contracts and purchases of furniture, fixtures and equipment for the E911 Operations and Training Center provided said committee approves the same by majority vote; and

WHEREAS, in the event that the Committee is unable to approve by majority vote, such purchases may be brought before this Board for approval; and

WHEREAS, all such proposed purchases shall comply with the laws concerning competitive bidding and the Essex County Purchasing Policy; and

WHEREAS, the Board approves the expenditure of \$15,000.00 for the purchase of seven (7) mapping computers provided the same are purchased pursuant to state contract, competitive bidding and any and all laws relative thereto.

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

AYES: 2,737 votes
NOES: 0 votes

ABSENT: 106 votes (Morency)

Resolution No. 425

**December 27, 2006
Last Day of Annual**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
GERALD R. FORD**

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

WHEREAS, Gerald R. Ford was our Nation's 38th President; and

WHEREAS, Gerald R. Ford was a beloved leader of our Nation, well respected by friends and opponents alike; and

WHEREAS, President Ford lead our Nation out of the Vietnam War and brought back respect and dignity to the office of the President in the wake of Watergate; and

WHEREAS, President Ford helped to stabilize the economy during one of the most tumultuous economic periods in our Nation's history; and

WHEREAS, President Ford was a man of highest personal character and devotion to duty and conducted himself throughout his Presidency admirably and honorably.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager, County Clerk, County Sheriff, County Treasurer, District Attorney and County Attorney and all other elected and appointed County officials mourn the passing of President Gerald R. Ford and extend our deepest sympathy and condolences to his family and many friends; 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 Ford family.

This Resolution was unanimously seconded and adopted.

Resolution No. 426

**December 27, 2006
Last Day of Annual**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
STEPHEN A. STRONG**

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

WHEREAS, Stephen A. Strong passed away on December 27, 2006; and

WHEREAS, Stephen A. Strong was born on August 10, 1959 in Plattsburgh, New York, the son of Ronald and Joan Strong; and

WHEREAS, Stephen A. Strong was the beloved husband of Marilyn (Curran) Strong, and father of two children; son, Lucas and daughter, Tayler; and

WHEREAS, Stephen A. Strong was a devoted family man, beloved husband, father, son, grandson, uncle, nephew, son-in-law and friend who will be sorely missed; and

WHEREAS, Stephen A. Strong was employed by the New York State Department of Transportation for 20 years - dedicated to his job; and

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 Steven A. Strong; 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 Strong family.

This Resolution was unanimously seconded and adopted.

Resolution No. 427

***December 27, 2006
Last Day of Annual***

***RESOLUTION OF CONDOLENCE TO THE FAMILY OF
JOAN M. WESCOTT***

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

WHEREAS, Joan M. Wescott passed away on December 26, 2006; and

WHEREAS, Joan M. Wescott retired from Family Rosary in 1996 and previously worked at Sterling-Winthrop in Rensselaer; and

WHEREAS, Joan M. Wescott was a member of the Columbiettes, #173 and the Lisha Kill Seniors and was a dedicated wife, mother and grandmother; and

WHEREAS, Joan M. Wescott was the loving wife of Alton A. Wescott, and beloved mother of Mark A. Wescott, Mary K. Wescott, Andrew J. Wescott and John L. Wescott; and

WHEREAS, Joan M. Wescott was the sister-in-law of the Honorable, Shirley W. Seney, Supervisor of the Town of North Elba; and

WHEREAS, Joan M. Wescott was a loving wife, mother, grandmother, sister, aunt and friend, who 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 condolences to the family of Joan M. Wescott; 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 Wescott family.

This Resolution was unanimously seconded and adopted.

Resolution No. 428

***December 27, 2006
Last Day of Annual***

***RESOLUTION OF CONGRATULATIONS TO THE AUSABLE
VALLEY CENTRAL SCHOOL FOOTBALL TEAM FOR WINNING
THE SECTION VII-X CLASS C CHAMPIONSHIP AND FOR
REACHING THE NYSPHSAA CLASS C SEMI-FINAL GAME***

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

WHEREAS, this Board of Supervisors is pleased to learn that the AuSable Valley Central School Football Team has won the Section VII-X Class C Championship for the third time in a row and that it had made it to the NYSPHSAA Class C Semi-final game in Kingston, New York; and

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby congratulate the AuSable Valley Central School Football Team, their coach, Heath Ford, and their assistants and staff, for their outstanding accomplishments, including but not limited to, earning the Section VII-X Class C crown and making it to the NYSPHSAA Class C semi-final game.

This Resolution was unanimously seconded and adopted.

Resolution No. 429

**December 27, 2006
Last Day of Annual**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
KATHRYN B. POTTS**

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

WHEREAS, Kathryn B. Potts, a long-time resident of Schroon Lake, passed away on December 21, 2006; and

WHEREAS, Kathryn B. Potts was a long-time resident of Saranac Lake and Schroon Lake and enjoyed reading, nature, music and the Adirondacks; and

WHEREAS, Kathryn B. Potts was the librarian of the Schroon Lake Public Library, where she shared her love of reading with library patrons young and old; and

WHEREAS, Kathryn B. Potts was predeceased by her beloved husband, Robert Potts; and

WHEREAS, Kathryn B. Potts was a loving wife, mother, grandmother, great-grandmother, sister and friend; and

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 Kathryn B. Potts; 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 Potts family.

This Resolution was unanimously seconded and adopted.

Resolution No. 430

**December 27, 2006
Last Day of Annual**

**RESOLUTION RENEWING AND EXTENDING THE CONTRACT WITH HARTGEN
ARCHEOLOGICAL ASSOCIATES, INC.**

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

BE IT RESOLVED that the Essex County Board of Supervisors authorizes the Chairman of the Board, upon the recommendation of the County Attorney, to renew and extend the existing contract with Hartgen Archeological Associates, Inc. through April 30, 2007.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)

Resolution No. 431

**December 27, 2006
Last Day of Annual**

RESOLUTION RENEWING AND EXTENDING THE CONTRACT WITH CRANDALL ASSOCIATES, INC.

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

BE IT RESOLVED that the Essex County Board of Supervisors authorizes the Chairman of the Board, upon the recommendation of the County Attorney, to renew and extend the existing contract with Crandall Associates, Inc. for a period of six (6) months beginning January 1, 2007 through June 30, 2007.

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

AYES:	2,737	votes	
NOES:	0	votes	
ABSENT:	106	votes	(Morency)