

**RESOLUTION AUTHORIZING AMENDMENTS TO THE 2009
ESSEX COUNTY BUDGET FOR VARIOUS DEPARTMENTS**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2009 Essex County Budget as follows:

1. From the Human Services Committee

(a) For Office for the Aging Department, increase revenues and appropriations by \$8,840.00 - American Recovery and Reinvestment Act - IIC1, stimulus money.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
6772-4477296	ARRA IIC1	\$8,840.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
67722-5230	Auto Equipment	\$8,840.00

(b) For Office for the Aging Department, increase revenues and appropriations by \$4,579.00 - American Recovery and Reinvestment Act Nutrition - IIC2, stimulus money.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
6772-4477297	ARRA IIC2	\$4,579.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
67722-5230	Auto Equipment	\$4,579.00

(c) For Office for the Aging Department, increase revenues and appropriations by \$17,952.00 - Senior Community Service Employment Program - Title V, stimulus money.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
6772-4477298	ARRA Title V	\$17,952.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
67724-5446V	Older Worker ACAP	\$17,952.00

(d) For Office for the Aging Department, increase revenues and appropriations by \$4,887.00 - Elder Caregivers Support Program - III E, stimulus money.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
6772-4477295	Federal Aid III E Caregiver	\$4,887.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
67724-54463E	III E Service Aging	\$4,887.00

(e) For Office for the Aging Department, increase revenues and appropriations by \$11,747.00 - Expanded In-Home Services for the Elderly (EISEP), state aid.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
6772-4377240	Aging State Aid EISEP	\$11,747.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
67722-5230	Auto Equipment	\$ 2,500.00
67724-5487	Misc Expenses (Durable Equip)	<u>9,247.00</u>
		\$11,747.00

(f) For Office for the Aging Department, increase revenues and appropriations by \$4,638.00 - Supplemental Nutrition Assistance Program (SNAP), state aid.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
6772-4377230	State Aid Aging SNAP	\$4,638.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
67722-5230	Auto Equipment	\$4,638.00

(g) For Department of Public Health, increase revenues and appropriations by \$50,280.00 - Recruitment and Retention funds.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
2695 PH	CHHA Recruitment & Retention	\$50,280.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
41894.5410RR	Office Supplies RR	\$50,280.00

(h) For Department of Public Health, increase revenues and appropriations by \$1,079.00 - MRC grant monies.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
2695 PH	MRC grant	\$1,079.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
41914.5410	Office Supplies	\$ 696.00
41914.5424	Postage	75.00
41914.5443	Travel Reimbursement	70.00
41914.5497	Mileage	<u>238.00</u>
		\$1,079.00

2. From the Department of Public Works Committee

(a) For the Department of Public Works Department, increase revenues and appropriations by \$180,000.00 for Old Military Road Right-of-Way, from state and federal aid funds.

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
H5226.43089	Other State Aid	\$ 27,000.00
H5226.44089	Federal Funds HBRR 20.2025	144,000.00
H5226.45031	Interfund Transfer	<u>9,000.00</u>
		\$180,000.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
H52262 5225	Right of Way	\$180,000.00

3. From the Finance Committee

(a) For the Youth Bureau Department , increase revenues and appropriations by \$2,160.00, from Learn to Swim monies as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
42070SWI	Learn to Swim	\$2,160.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
73104 5440SWIM	Learn to Swim	\$2,160.00

(b) For the Youth Bureau Department , increase revenues and appropriations by \$1,580.00, from Lifeguard Training monies as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
7310.42070	Lifeguard Training	\$1,580.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
73104.5451	Training/Schools	\$1,580.00

(c) For Real Property Tax Office, increase revenues and appropriations by \$3,725.00, from Assessment Study (CPTA) grant funds as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
A3909	Tax Assessment Study (CPTA)	\$3,725.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
13554.5440CPTA	Misc. Service - CPTA	\$3,725.00

(d) For Information Systems, increase revenues and appropriations by \$25,000.00, from Tax Collection Program funds as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
1680 43089	CPTAP	\$25,000.00

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
16802.5250	Technical Equipment	\$25,000.00

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 205

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING THE ESSEX COUNTY
PURCHASING AGENT TO GO TO BID, ACCEPT AND/OR
REJECT BIDS AND PURCHASE A VAN FOR THE OFFICE FOR
THE AGING FROM BUDGETED FUNDS**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes its Purchasing Agent to go to bid, accept and/or reject bids and purchase a van for the Office for the Aging, with such funds to come from budgeted funds; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes its County Chairwoman and/or County Manager to execute a contract for the purchase of a van for OFA upon final contract language approved by the County Attorney.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

**RESOLUTION AUTHORIZING PAYMENT DURING 2009, FROM
BUDGETED FUNDS, FOR REFRESHMENTS FOR FOSTER
PARENT TRAINING AND ATTENDANCE OF DSS STAFF AT THE
FOSTER PARENT RECOGNITION DINNER**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes payment, during 2009 from budgeted funds, for refreshments for foster parent training and attendance of Department of Social Services staff at the Foster Parent Recognition dinner.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

**RESOLUTION AUTHORIZING PAYMENT DURING 2009, FROM
BUDGETED FUNDS, FOR LUNCH COSTS TO LOCAL VENDORS
FOR ANNUAL HEAP FUEL DEALER LUNCHEON**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes payment, during 2009 from budgeted funds, for lunch costs to local vendors for annual HEAP fuel dealer luncheon.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 208

July 6, 2009
Regular Board Meeting

**RESOLUTION ADOPTING AND APPROVING QUALITY
IMPROVEMENTS REVIEW AND POLICIES AND PROCEDURES
FOR BOTH THE CERTIFIED HOME HEALTH AGENCY AND
PREVENTIVE SERVICES**

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

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

WHEREAS, listed below are the policies and procedures which were submitted and approved by the Professional Advisory/Public Health Advisory Committee on June 2, 2009.

CHHA and Agency Wide

- [New] Assess for Possible Hip Dysplasia for Infants and Children Procedure
- [New] Circulation Check for Infants and Children Procedure
- [New] Hoyer Lift Transfer Procedure
- [New] Nasogastric Tube Care for Infants and Children Procedure
- [New] Nebulizer Treatments for Infants and Children Procedure
- [New] Ophthalmic Drops/Ointments for Infants and Children Procedure
- [New] Ostomy Care for Infants and Children Procedure
- [New] Skin Suture and Staple Removal Procedure
- [New] Testing for Babinski Reflex for Infants and Children Procedure
- [New] Testing for Moro Reflex for Infants Procedure
- [New] Time Records Procedure
- [Revised] Holiday and Staffing Procedure
- [Revised] Infection Control of VRE, MRSA and/or C. Diff. Policy and Procedure
- [Revised] Mandated Reporting Policy and Procedure
- [Revised] Nursing/Therapist Equipment Bag Technique Procedure

- [Revised] Personnel Record Procedure
- [Revised] Photo Documentation of Wounds and Skin Conditions Procedure
- [Revised] Provision of Service of Patients/Clients with a Communication Barrier
- [Revised] Standards of Wound Care Procedure
- [Revised] Venipuncture Blood Sample Policy and Procedure
- [Revised] Yearly Required In-Services Policy
- Adjusted Fee Scale Policy and Procedure
- Agency Evaluation Policy
- Code of Ethics Policy
- Computer Use Policy
- Confidentiality and Disclosure Policy
- Corporate Compliance Policy
- Disciplinary Actions Policy
- Dress Code

Preventive Services

- Drug Policy
- [Revised] HIV Outreach and Education Procedure
- HIV Counseling and Testing Policy
- HIV Counseling and Testing Procedure
- HIV Counseling and Testing Off-Site Procedure
- Oraquick Advance Rapid HIV ½ Antibody Control Procedure
- Oraquick Advance Rapid HIV Antibody Test Procedure
- Unigold Rapid HIV Test Procedure
- Orasure Procedure
- [New] Court Ordered HIV Testing Procedure
- [Revised] Communicable Disease Control Policy and Procedure
- [Revised] Communicable Disease Report Investigation Procedure
- Communicable Disease Report Response Procedure
- Electronic Clinical Laboratory Reporting System (ECLRS) Procedure
- Foodborne Communicable Disease Report Investigation Procedure
- Arthropod-borne Disease Investigation Procedure
- Hantavirus Disease Report Investigation Procedure
- Hepatitis A Disease Report Investigation
- [Revised] Hepatitis B & C Disease Report Investigation
- Meningitis/Meningococccemia Report Investigation Procedure
- [Revised] Sexually Transmitted Disease (STD) Policy
- [Revised] Sexually Transmitted Disease Investigation Procedure
- Tuberculosis (TB) Policy
- Tuberculin Skin Testing Procedure
- Vaccine Preventable Disease Investigation and Reporting Procedure

- Failure to Report Communicable Diseases Procedure
- [Revised] Rabies Report Procedure - Quick Guide
- [Revised] Protocol for Rabies Management
- [New] Electronic Submission and Reporting of Animal Rabies Testing Specimens Procedure
- [New] Referral to Health Care Providers and Insurance Resources
- [New] Referral to New York State Tobacco Quit Line

BE IT RESOLVED, that the Essex County Board of Supervisors hereby approves, accepts, adopts and places on file, the Quality Improvement Review and Policies and Procedures for both the Certified Home Health Agency and Preventive Services.

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

Resolution No. 209

July 6, 2009
Regular Board Meeting

***RESOLUTION ACCEPTING THE RESIGNATION OF BERT YOST
AS CHAIRMAN OF THE ESSEX COUNTY OCCUPANCY TAX
COMMITTEE***

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

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

WHEREAS, on June 8, 2009, Bert Yost tendered his resignation as Chairman of the Essex County Occupancy Tax Committee.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby accepts the resignation of Bert Yost as Chairman of the Essex County Occupancy Tax Committee effective June 8, 2009.

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

**RESOLUTION OF APPRECIATION TO
BERT YOST
FOR HIS MANY YEARS OF SERVICE AS CHAIRMAN OF THE
ESSEX COUNTY OCCUPANCY TAX ADVISORY COMMITTEE**

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

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

WHEREAS, Bert Yost has served as a member of the Essex County Occupancy Tax Advisory Committee since March 2003, and has served as Chairman of the Essex County Occupancy Tax Advisory Committee from 2006 to the present; and

WHEREAS, Bert Yost has performed his duties as chairman and a member of the Essex County Occupancy Tax Advisory Committee conscientiously, diligently and with the highest degree of professionalism and commitment to the residents of Essex County; and

WHEREAS, Bert Yost has worked diligently to insure compliance with the Essex County Occupancy Tax local law and its enforcement to insure that Essex County properly receives the revenues to which it is entitled.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby wishes to extend its most sincere gratitude and appreciation to Bert Yost for his many years of tireless and dedicated service as a member of the Essex County Occupancy Tax Advisory Committee, and as its Chairman and wishes him continued success and best wishes in his future endeavors.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING THE APPOINTMENT OF SUSAN
HOCKERT TO REPLACE BERT YOST ON THE ESSEX
COUNTY OCCUPANCY TAX COMMITTEE, FOR A TERM
BEGINNING JULY 6, 2009 AND ENDING JUNE 30, 2011**

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

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

BE IT RESOLVED, that Susan Hockert is hereby appointed to replace Bert Yost on the Essex County Occupancy Tax Committee, for a term beginning July 6, 2009 and expiring June 30, 2011.

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

Resolution No. 212

***July 6, 2009
Regular Board Meeting***

**RESOLUTION OF APPRECIATION AND CONGRATULATIONS
TO
HELEN COSTE**

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

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

WHEREAS, Helen Coste has been the Fiscal Manager for the Essex County Planning Department for the last fifteen years; and

WHEREAS, Helen Coste has tendered her resignation effective June 12, 2009 from her position in the Planning Department; and

WHEREAS, Helen Coste has performed her duties as Fiscal Manager for the Essex County Planning Department with the highest degree of competence, professionalism and integrity.

NOW, THEREFORE BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation to Helen Coste for her outstanding and exemplary public service to the residents of Essex County and further wish her continued good health, congratulations and success upon her retirement from service with Essex County and in her future endeavors.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF APPRECIATION AND CONGRATULATIONS
TO VICTOR PUTMAN AND THE ESSEX COUNTY PLANNING
OFFICE FOR ALL THEIR HARD WORK AND DEDICATION IN
APPLYING FOR AND SECURING STIMULUS FUNDING FOR
ESSEX COUNTY**

The following resolution was offered by Supervisors Spooner and Ferebee, who moved its adoption.

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

WHEREAS, Victor Putman and his staff in the Essex County Planning Department have worked tirelessly on the grant applications for securing federal stimulus funding for the County of Essex; and

WHEREAS, Victor Putman and the Planning Office staff have been successful in obtaining millions of dollars in stimulus funding for several Towns within Essex County who sorely needed these monies for infrastructure and other major projects.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation and thanks to Victor Putman and the Essex County Planning Department staff for their dedication and hard work in applying for and securing badly needed federal stimulus funding and the success they have had in obtaining such funds for several Towns in the County of Essex.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF APPRECIATION TO HORNBECK BOATS OF
OLMSTEDVILLE AND JONES OUTFITTERS OF LAKE PLACID
AND TOWN OF JAY DEPARTMENT OF PUBLIC WORKS FOR
HELPING THE ESSEX COUNTY FISHERIES DEPARTMENT
WITH STOCKING FISH**

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

Upon the recommendation of the Economic Development/Planning/Publicity Committee, with the approval of the Ways and Means Committee of this body, and the

same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby extends its deepest appreciation to Hornbeck Boats of Olmstedville, Jones Outfitters of Lake Placid, Town of Jay Department of Public Works and to all others who helped the Essex County Fisheries Department with the stocking of fish in Essex County helping to keep this program successful.

This resolution was unanimously seconded and adopted.

Resolution No. 215

July 6, 2009
Regular Board Meeting

**RESOLUTION OPPOSING SENATE BILL S2247 AND
ASSEMBLY BILL A1867 - A BILL ENACTING THE FARM
WORKERS FAIR LABOR PRACTICES ACT, GRANTING
COLLECTIVE BARGAINING RIGHTS, WORKERS'
COMPENSATION AND UNEMPLOYMENT BENEFITS TO
FARM WORKERS; AND OPPOSING SENATE BILL S5212 - A
BILL WHICH ALLOWS FARM LABORERS ONE DAY OF REST
A WEEK, MANDATES THE USE OF A FARM LABOR WORK
AGREEMENT AND REQUIRES AN OVERTIME RATE**

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

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

WHEREAS, Senate Bill S2247 and Assembly Bill A1867 amends the New York State Labor Law, requiring Collective Bargaining, overtime and disability for farm employees; and

WHEREAS, farms in New York State face unique and ever increasing challenges on a day to day basis. The seasonality of the labor force, the perishability of products and the low prices farmers receive for their crops make agriculture one of the toughest industries in the state; and

WHEREAS, New York farms are regulated by local, state and federal agencies and are covered under state and minimum wage laws, state sanitary housing codes for farm employees as well as federal and state Worker Protection Standards to ensure proper pay and safe environment and working conditions; and

WHEREAS, Senate Bill 2247 and Assembly Bill 1867 will dramatically increase the cost of farming in New York State at a time when most residents are experiencing severe

financial crisis. These Bills will have a tremendous impact on New York's smaller farmers while putting tremendous pressure on large family farms that provide the bulk of fresh New York grown products; and

WHEREAS, this legislation fails to comprehensively examine and listen to real farmers and the difficulties of running a farm business while competing in a global economy. These Bills do not accurately reflect either the needs of the farm workers or the needs of farm families; and

WHEREAS, Senate Bill 5212 places a mandatory payment of overtime provision for farm workers which could force many farms in New York State to fold; and

WHEREAS, Senate Bill 5212 provides for overtime provisions which would put farmers in a precarious financial situation and do little for the workers; and

WHEREAS, as farmers cannot raise prices they receive for their farm products the net effect of Senate Bill 5212 would decrease farm hours worked and increase reliance on family and other part-time help in order to circumvent overtime laws.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby oppose Senate Bill S2247 and Assembly Bill A1867 as these bills do not accurately reflect farm business and competition on a global economy nor accurately reflect the needs of the farm workers and the needs of farm families and will cause significant economic hardship to New York State farms while at the same time not fully balancing the needs of farm workers and the passage of said Bills would be devastating to the farming community throughout New York State; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby oppose the passage of Senate Bill 5212 as the overtime provisions of this legislation will place farmers in a precarious financial situation and will do little for the workers.

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this Resolution to: Governor David A. Paterson; New York State Senate Majority Leader Malcolm A. Smith; Senator Elizabeth O'C. Little; Senate Minority Leader James N. Tedisco; Assembly Speaker Sheldon Silver; and Assembly Members Teresa R. Sayward and Janet Duprey.

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

Resolution No. 216

July 6, 2009
Regular Board Meeting

**RESOLUTION OF APPRECIATION TO CONGRESSMAN JOHN
MCHUGH FOR HIS YEARS OF SERVICE TO THE 23RD
CONGRESSIONAL DISTRICT AND CONGRATULATING HIM
UPON HIS APPOINTMENT AS SECRETARY OF THE ARMY**

The following resolution was offered by Supervisors Morency and Canon, who moved its adoption.

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

WHEREAS, Congressman John McHugh has represented upstate New York in the 23rd Congressional District since 1993; and

WHEREAS, Congressman McHugh was the top ranking GOP member of the House Armed Services Committee and has tirelessly and with the highest degree of competence worked to insure that our Country's defense is at its strongest and that our service men and women are provided for and protected, having frequently visited our troops on the ground in Iraq and Afghanistan; and

WHEREAS, in addition to his vast and extensive national security and defense knowledge, Congressman McHugh has also been invaluable in providing business and economic benefits, such as securing \$107 million for the Port of Excellence Project at Champlain, helping to launch the Plattsburgh International Airport, co-chairing the Northern border caucus in Congress, helping to secure badly needed federal stimulus money and other funding for State, County and local municipal projects and obtaining engineer's permits for the Jay Covered Bridge project; and

WHEREAS, Congressman McHugh has always been accessible and receptive to County and local municipal concerns and inquiries; and

WHEREAS, Congressman McHugh's unparalleled experience, work ethic and exemplary job performance is recognized by his constituency; and

WHEREAS, Congressman McHugh has made a significant and enduring positive difference not only in the lives of his constituency but in the lives of service men and women throughout the country; and

WHEREAS, President Barack Obama has nominated Congressman McHugh for the position of Secretary of the Army.

BE IT RESOLVED, the Essex County Board of Supervisors extends its deep and most sincere appreciation to Congressman John McHugh for his many years of tireless, dedicated and exemplary service to the residents of the 23rd Congressional District and for his work on the House Armed Services Committee and insuring that the United States of America and its service men and women are properly protected and defended; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby congratulates Congressman McHugh upon his nomination as Secretary of the Army and wishes him continued success in this endeavor; 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 Congressman John McHugh.

This resolution was unanimously seconded and duly adopted .

Resolution No. 217

July 6, 2009
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
AGNES B. JARVIS**

The following resolution was offered by Supervisors Douglas and Morrow, who moved its adoption.

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

WHEREAS, Agnes B. Jarvis, passed away on May 26, 2009, in Ocala, Florida; and

WHEREAS, Agnes B. Jarvis was born on March 8, 1920, the daughter of Samuel and Goldia (Carpenter) Beardsley; and

WHEREAS, Agnes B. Jarvis is survived by her husband of 68 years, Ralph Jarvis; three daughters, Mary Ellen Dengler, Sarah Hall and Anne Jarvis; one son, Bruce Jarvis; five grandchildren, Christine Barie, Rebecca Gillett, Amy Hall, Gregory Hall and Zachary Jarvis; great-grandchildren, Katie and Wyatt Barie and Matthew Hall; and

WHEREAS, Agnes B. Jarvis is also survived by one brother, Victor Beardsley; four sisters-in-law, Marion Curran, Dorothy Chauvin, Viola Jarvis and Jean Beardsley; and several nieces and nephews; and

WHEREAS, Agnes B. Jarvis graduated from AuSable Forks School, in 1948, and, with her husband started Jarvis Auto Body Service in Keeseville, which they owned and operated for 28 years; and

WHEREAS, Agnes B. Jarvis was recognized by the Ocala Star Banner which featured her in Volunteer Spotlight in November, 2001; she was a member of the Catholic Daughters of America, Altar Rosary Society, Blessed Trinity Council of Catholic Women, Veterans of Foreign War Ladies Auxiliary, American Legion Auxiliary, Ladies of the Elks, St. John's Catholic Church choir, Marion Harmony Group, Good Same and the Girl Scouts of America; and

WHEREAS, Agnes B. Jarvis is the mother-in-law of Gerald Hall, Town of Jay Board Member; and

WHEREAS, Agnes B. Jarvis was a loving daughter, wife, mother, grandmother,

great-grandmother, sister, aunt, cousin and friend who will be sorely missed but never forgotten.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and the County Attorney hereby express and extend their deepest sympathy and condolences to the family of Agnes B. Jarvis; 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 Jarvis family.

This resolution was unanimously seconded and adopted.

Resolution No. 218

July 6, 2009
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO THE AUSABLE VALLEY
GIRLS SOFTBALL TEAM ON BEING SECTION VII CLASS B
CHAMPIONS**

The following resolution was offered by Supervisors Douglas and Morrow, who moved its adoption.

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

WHEREAS, this Board of Supervisors is pleased to learn that the AuSable Valley Girls Softball Team has won the 2009 Section VII Class B Softball Championship; and

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager, and County Attorney do hereby congratulate the AuSable Valley Girls Softball Team, their coach Jon Caron, and his assistants and staff for their outstanding accomplishments, including, but not limited to, earning the title of 2009 Section VII Class B Champions.

This resolution was unanimously seconded and adopted.

Resolution No. 219

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PURCHASE OF A DELL NETWORK
SERVER FOR REAL PROPERTY TAX SERVICES, FROM STATE
CONTRACT, FOR \$6,562.00, FROM BUDGETED FUNDS**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the purchase of a Dell Network Server for RPTS, in an amount not to exceed \$6,562.00, from state contract, all from budgeted funds (Account No. 13554.5440CPTA) and further authorizing the execution of a contract relative thereto by the County Chairperson and/or County Manager.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 220

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PURCHASE OF AN HP DESIGN
JET PRINTER FOR REAL PROPERTY TAX SERVICE, FROM STATE
CONTRACT, FOR \$5,989.00, FROM BUDGETED FUNDS**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the purchase of an HP Design Jet Printer for RPTS, in an amount not to exceed \$5,989.00, from state contract, all from budgeted funds (Account No. 13554.5440CPTA) and further authorizing the execution of a contract relative thereto by the County Chairperson and/or County Manager.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 221

July 6, 2009
Regular Board Meeting

**RESOLUTION ESTABLISHING JULY 20TH, 2009 AT 10:15 FOR THE
PUBLIC HEARING ON THE TENTATIVE 2009/2010 NORTH COUNTRY
COMMUNITY COLLEGE BUDGET AND, IF NECESSARY, APPROVAL
OF THE \$55,000 REQUEST ESSEX COUNTY'S SHARE FOR THE
PHASE ONE NORTH COUNTRY COMMUNITY COLLEGE FACILITY
UPGRADE STUDY**

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

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

BE IT RESOLVED that Chairman Moses and the Essex County Board of Supervisors hereby establishes the date of July 20th, 2009 at 10:15 for the Public Hearing on the tentative 2009/2010 North Country Community College Budget and, if necessary, approval of the \$55,000 request Essex County's share for the Phase One North Country Community College facility upgrade study and the Chairman hereby authorizes the Clerk of the Board of Supervisors to notice this meeting.

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

Resolution No. 222

July 6, 2009
Regular Board Meeting

**RESOLUTION SUPPORTING PHASE ONE OF THE NORTH COUNTRY
COMMUNITY COLLEGE FACILITY UPGRADE IN AN AMOUNT NOT
TO EXCEED \$55,000 WITH JMZ ARCHITECTS AND PLANNERS OF
GLENS FALLS, NEW YORK; SUCH FUNDS TO COME FROM 2009
UNAPPROPRIATED FUND BALANCE**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby supports Phase One of the North Country Community College facility upgrade in an amount not to exceed \$55,000 with JMZ Architects and Planners of Glens Falls, New York with such funds to come from the 2009 unappropriated fund balance.

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

AYES: 2149 votes
NOES: 552 votes (Scozzafava, Preston, Connell)
ABSENT: 142 votes (Moses)

Resolution No. 223

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING A REFUND OF \$587.50 TO ROGER E.
POLAND AS A PARTIAL REFUND FROM THE COUNTY SURPLUS
SALE, FOR A PARCEL OF PROPERTY IN THE TOWN OF
CHESTERFIELD**

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

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

WHEREAS, Roger E. Poland purchased a parcel bearing Town of Chesterfield tax map number for the year 2009 4.1-2-10.000 consisting of 9.2 acres of property sold by the County pursuant to its surplus sale; and

WHEREAS, pursuant to the recommendation of County Treasurer Michael Diskin there is a need to refund \$587.50 to Roger E. Poland.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes a refund of \$587.50 to Roger E. Poland relative to his purchase of tax map parcel number 4.1-2-10.000 as designated on the 2009 Town of Chesterfield tax rolls.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 224

July 6, 2009
Regular Board Meeting

RESOLUTION ACCEPTING THE SALE OF PARCELS 5 AND 6 IN THE VILLAGE OF PORT HENRY TO THE HIGHEST BIDDER AT THE JUNE 3, 2009 AUCTION

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

Upon the approval and recommendation 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 sale of County owned real property pursuant to the most recent Essex County surplus real property sale as follows and as set forth in the final financial report submitted by Haroff Realty/NYS Auctions.com dated 6/3/2009:

<u>Town</u>	<u>Sold To</u>	<u>Tax Map Number</u>	<u>Amount</u>
Moriah	Saleem Hayat	97.64-1-19.000	\$4,000
Moriah	Saleem Hayat	97.72-3-4.000	\$4,500

BE IT FURTHER RESOLVED, that the Chairman of the Board of County Manager is hereby authorized to execute the necessary deed and paperwork upon payment of all outstanding amounts.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 225

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING THE REAPPOINTMENT OF CHARLES
BRYANT AND ALAN HIPPS TO THE EMPIRE ZONE BOARD FOR A
FOUR YEAR TERM TO EXPIRE IN 2013**

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

Upon the approval and recommendation 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 Charles Bryant and Alan Hipps to the Empire Zone Board for a four year term which term is to expire 6/30/2013.

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

Resolution No. 226

July 6, 2009
Regular Board Meeting

**RESOLUTION OF APPRECIATION TO JEAN BAKER FOR HER YEARS
OF SERVICE ON THE EMPIRE ZONE BOARD**

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

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

WHEREAS, Jean Baker has tirelessly, competently and with all degree of professionalism served for many years on the Essex County Empire Zone Board.

BE IT RESOLVED that the Essex County Board of Supervisors hereby extends its deep and sincere appreciation and thanks to Jean Baker for her many years of services on the Essex County Empire Zone Board and in the service of the residents of Essex County and wishes her continued good luck, success and good health in her future endeavors.

This resolution was unanimously seconded and adopted.

Resolution No. 227

July 6, 2009
Regular Board Meeting

RESOLUTION AUTHORIZING THE APPOINTMENT OF

**MICHAEL DISKIN TO FILL THE EXPIRED TERM OF
JEAN BAKER ON THE EMPIRE ZONE BOARD
FOR A FOUR YEAR TERM**

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

Upon the approval and recommendation 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 appointment of Michael Diskin to fill the expired term of Jean Baker on the Essex County Empire Zone Board for a term beginning July 1, 2009 through June 30, 2013.

This resolution was duly unanimously seconded and adopted.

Resolution No. 228

**July 6, 2009
Regular Board Meeting**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
WILLIAM ENDRES**

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

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

WHEREAS, William Endres, a resident of Mineville, New York, passed away on Thursday, May 21, 2009 at Fletcher Allen Health Care in Burlington, Vermont; and

WHEREAS, William Endres was born in the Bronx, New York the son of Joseph and Eva (Lent) Endres; and

WHEREAS, William Endres was a hard working and well liked employee of the Town of Moriah Highway Department for many years before his recent retirement; and

WHEREAS, William Endres was a loving husband, father, brother, uncle and friend and will be sorely missed.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolences to the family of William Endres; 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 Endres family.

This resolution was unanimously seconded and adopted.

Resolution No. 229

July 6, 2009
Regular Board Meeting

**RESOLUTION OF APPRECIATION TO PATSY McCAUGHIN UPON
HER RETIREMENT AS DIRECTOR OF THE RETIRED SENIOR
VOLUNTEER PROGRAM**

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

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

WHEREAS, the Retired and Senior Volunteer Program of Essex County (RSVP/Essex County) was established in the County of Essex in July of 1974 for the purpose of engaging men and women aged 55 or older in meaningful volunteer service to strengthen the well being of the individual and community and to help serve as a bridge between those in need and those with the ability to provide; and

WHEREAS, since its inception in 1974, RSVP has provided over 1,523,234 hours of service to those in need in the County of Essex; and

WHEREAS, RSVP volunteers serve as tutors, transporters, office aides, reading buddies, osteo exercise leaders, medical transportation drivers, hospice and literacy volunteers, knitters, respite caretakers, friendly visitors, telephone assistance and reassurance, hospital and nursing home volunteers, nutrition and home delivered meals volunteers, entertainers, advisory council members, homeland security volunteers, mentors and more and are a valuable and indispensable resource for many County residents; and

WHEREAS, Patsy McCaughin has for many years been the Director of the Retired Senior Volunteer Program and has acted in that capacity with the upmost professionalism, competence and dedication; and

BE IT RESOLVED that the Essex County Board of Supervisors hereby extends its deep appreciation to Patsy McCaughin for her many years of service as director of the Essex County Retired Senior Volunteer Program and wishes her best wishes and continued success and enjoyment in her retirement.

BE IT FURTHER RESOLVED, that a suitably embossed copy of this Resolution be forwarded to Patsy McCaughin.

This resolution was unanimously seconded and adopted.

Resolution No. 230

July 6, 2009
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
LAWRENCE ANDREW GORDON**

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

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

WHEREAS, Lawrence Andrew “Waxy” Gordon peacefully passed away on June 27, 2009 at his home with his loving family by his side; and

WHEREAS, “Waxy” was born on April 8, 1923 in Plattsburgh, New York and was a lifelong resident and well known businessman and benefactor in Au Sable Forks; and

WHEREAS, “Waxy” graduated from Au Sable Forks Central High School and joined the United States Navy in 1942 serving the Pacific until 1946; was a member of the Forest Park Baptist Church in Vero Beach, FL; a member of the Jay Baptist Church and Au Sable Forks Methodist Church where he was licensed a lay preacher for 50 years and was extremely active in the Boy Scouts of America, having served many years as a scoutmaster and District Commissioner for the Adirondack Council, BSA; and

WHEREAS, “Waxy”, together with his brother Lewis, were partners in the Gordon Oil Company located in Au Sable Forks; a family business started by his father Clifford Gordon in 1941 and now continued by his sons Jon and David; and

WHEREAS, “Waxy” was a well known and well respected resident and businessman of Au Sable Forks who had a tremendous love of Au Sable Forks and the Town of Jay and its residents always active in community and benevolent organizations seeking improvement of the community and the well being of others; and

WHEREAS, “Waxy” was a member of the Rotary Club serving as president of the Au Sable Forks Rotary Club and charter member of the Sunrise Rotary Club of Vero Beach, FL and as a Mason and past master at Tahawus Lodge 790; and

WHEREAS, “Waxy” was a member of the Veteran’s of Foreign Wars and a lifetime member of the American Legion who loved walking, running, mountain climbing and exercising in the Adirondacks; and

WHEREAS, “Waxy” is survived by his beloved wife of 62 years, Doris (Morhous) Gordon, two daughters, Kathy Votraw and son-in-law Jim of South Glens Falls, New York; Denise Potter and son-in-law Eugene of Au Sable Forks; two sons, Jon Gordon and daughter-in-law Ellen of Au Sable Forks; and David Gordon and daughter-in-law Rachel of Peru, New York; ten grandchildren; one great grandchild and two brothers; and

WHEREAS, “Waxy” was a stalwart in the business and civic community of Au Sable Forks and was loved and well respected by his contemporaries and all of those who knew him and could always be counted on for help, advise or a handshake and a smile; and

WHEREAS, “Waxy”, was a loving husband, father, grandfather, brother, uncle and friend and will be sorely and dearly missed.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and, his friend, the County Attorney hereby express and extend their deepest sympathies and condolences to the family of Lawrence Andrew "Waxy" Gordon.

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 Gordon family.

This resolution was unanimously seconded and adopted.

Resolution No. 231

July 6, 2009
Regular Board Meeting

RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN CHAMP, TO INCREASE REVENUES AND APPROPRIATIONS BY \$530,281.00 FROM FEDERAL SECTION 5311 CAPITAL PROGRAM FUNDS FOR BUS PURCHASES; AUTHORIZE THE PURCHASING AGENT TO PURCHASE FOUR BUSES, 1 TROLLEY AND 30 SIGNS FROM STATE CONTRACT; AND AUTHORIZING THE APPROPRIATION OF \$16,921 FROM THE CONTINGENCY ACCOUNT

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

Upon the approval and recommendation 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 budget amendment in CHAMP, to increase revenues and appropriations by \$530,281.00 from Federal Section 5311 capital program funds for bus purchases; authorize the purchasing agent to purchase four buses, 1 trolley and 30 signs from state contract; and authorizing the appropriation of \$16,921 from the contingency account (19904-5487) to Account 5630.42801.

For the Transportation Department, increase revenues and appropriations by \$530,281.00 from Federal Section 5311 Capital Program Funds as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
5630 4175032	Champ ORDA	\$ 22,110
5630 4175033	Champ LPV	\$ 14,000
5630 43089123	State Aid Bus Purchase	\$ 52,738
5630 43089123	Federal Aid Bus Purchase	\$421,902
5630 44089124	State Aid Signs	\$ 290
5630 44089124	Federal Aid Signs	\$ 2,320
5630 42801	Transfer from Contingency	\$ 16,921
		\$530,281

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
56302 5230ORDA	Bus ORDA	\$221,100
56302 5230	Bus Purchase	\$ 77,781

56302 5230 LPV	Bus Purchase LPV	\$228,500
56304 5400INV	Inventory	\$ 2,900
		\$530,281

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

BUDGET IMPACT STATEMENT:	
Contingent Account Balance as of 6/1/09 :	\$339,880.77
Reduction Impact of this resolution:	\$ 16,921.00
FY2009 Contingent Account Balance:	\$322,959.77

Resolution No. 232

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN CHAMP,
TO INCREASE REVENUES AND APPROPRIATIONS BY \$20,000 -
FEDERAL SECTION 5311 FUNDS RECEIVED IN 2008**

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

Upon the approval and recommendation 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 authorizing a budget amendment in CHAMP, to increase revenues and appropriations by \$20,000 - Federal Section 5311 funds received in 2008.

For the Transportation Department, increase revenues and appropriations by \$20,000 from Federal Section 5311 funds received in 2008 as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
5630 44589121	Federal Aid Bus Operation	\$20,000

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
56304 5436	Advertising	\$20,000

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

AYES: 2701 votes

NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 233

July 6, 2009
Regular Meeting

**RESOLUTION CONGRATULATING
MICHAEL G. DISKIN, ESSEX COUNTY TREASURER ,
ON BEING NOMINATED TO SERVE AS SECRETARY OF
THE NATIONAL ASSOCIATION OF COUNTY
COLLECTORS, TREASURERS AND FINANCE OFFICERS
FOR THE YEAR 2009-2010**

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

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

WHEREAS, Michael G. Diskin has served the People of Essex County and the State of New York with exemplary integrity, distinction and dedication as Essex County Treasurer since January 1, 1995; and

WHEREAS, Michael G. Diskin has willingly accepted the assignment by the Board of Supervisors of many additional duties in order to promote and protect the best interest of Essex County residents;

WHEREAS, the National Association of County Collectors, Treasurers and Finance Officers has nominated Michael G. Diskin to serve as its Secretary for the year 2009-2010; and

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Attorney and County Manager hereby extend their most heartfelt congratulations to Michael G. Diskin on his nomination to serve as Secretary of the National Association of County Collectors, Treasurers and Finance Officers for the year 2009-2010, and express their deep appreciation for his exemplary public service and for bringing honor and distinction to Essex County.

This resolution was unanimously seconded and adopted.

Resolution No. 234

July 6, 2009
Regular Meeting

**RESOLUTION OF CONGRATULATIONS TO
SHARON ALEKSEJCZYK
AS THE TOWN OF MINERVA'S 2009 CITIZEN OF THE
YEAR**

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

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

WHEREAS, Sharon Aleksejczyk has been named the Town of Minerva's 2009 Citizen of the year; and

WHEREAS, Sharon Aleksejczyk is someone who has become involved in her community and has provided the Town of Minerva with a volunteer spirit that serves as a model for community service; and

WHEREAS, Sharon Aleksejczyk began volunteering in 2002 when she joined the Minerva Service Organization; and

WHEREAS, Sharon Aleksejczyk has been vice president of the Adirondack Tri-County Nursing Home Auxiliary, actively participates in the Minerva Emergency Preparedness Committee, Red Cross Volunteer for the Adirondack-Saratoga Chapter, active Red Cross volunteer having worked at shelters, Minerva's Food Bank, picking up trash along Minerva's highways and byways, Election Inspector for Essex County and Minerva Central school; and

WHEREAS, Sharon Aleksejczyk is currently president of the Minerva Service Organization; and

WHEREAS, Sharon Aleksejczyk represents the essence of volunteerism.

BE IT RESOLVED that the Essex County Board of Supervisors, its Clerk of the Board, County Manager, and County Attorney do hereby congratulate Sharon Aleksejczyk as the Town of Minerva's 2009 Citizen of the Year.

This resolution was duly unanimously seconded and adopted.

Resolution No. 235

July 6, 2009
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
GERTRUDE A. CANON**

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

WHEREAS, Gertrude A. Canon passed away on June 28, 2009; and

WHEREAS, Gertrude A. Canon was born on November 20, 1936, in Chestertown, New York, the daughter of Ray and Agnes (Frazier) Morehouse; and

WHEREAS, Gertrude A. Canon loved all animals, golf, Red Hat Society, country music, especially Alan Jackson, sewing and craft work; and

WHEREAS, Gertrude A. Canon worked as a nurse's aid at Tri-County Nursing Home in North Creek and for many years as the site manager for the Newcomb Senior Nutrition Center; and

WHEREAS, Gertrude A. Canon is survived by her beloved husband of 49 years, George H. Canon, the current Supervisor for the Town of Newcomb and member of the Essex County Board of Supervisors; and

WHEREAS, Gertrude A. Canon is also survived by two sons, Brad and Charles Canon and daughter Diana Canon; six grandchildren, her brothers Albert, Charles and Douglas Morehouse, her sisters, Janet Doran, Eileen Rath and Lois Leonard, many nieces and nephews; and

WHEREAS, Gertrude A. Canon was a loving daughter, wife, mother, grandmother, sister, aunt and friend who will be sorely missed but never forgotten.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolences to our friend George Canon and to the family of Gertrude A. Canon; and

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

This resolution was unanimously seconded and adopted.

Resolution No. 236

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING THE FINAL PAYMENT TO L. ROBERT
KIMBALL AND ASSOCIATES IN THE AMOUNT OF \$59,264.64
INCIDENT TO THE ENGINEERING AND CONSULTANT WORK
PERFORMED UPON THE RESCISSION OF THE EXISTING
CONTRACT**

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

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

WHEREAS, this Board has authorized the County Attorney to terminate and rescind the existing contract between L. Robert Kimball & Associates and Essex County; and

WHEREAS, there is due the sum of \$59,264.64 under this contract to Kimball.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the payment of the remaining \$59,264.64 to L. Robert Kimball & Associates upon the termination and rescission of the existing contract with funds to come from Account Number H30204 5440.

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

a roll-call vote as follows:

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 237

*July 6, 2009
Regular Board Meeting*

**RESOLUTION AUTHORIZING THE PURCHASE OF RIGHTS IN
PROPERTY, EASEMENTS AND TEMPORARY EASEMENTS FROM
ADJOINING PROPERTY OWNERS RELATIVE TO THE
STOWERSVILLE ROAD PROJECT LOCATED IN THE TOWN OF
LEWIS AND THE SUNSET DRIVE ROAD PROJECT LOCATED IN THE
TOWN OF WILLSBORO WITH THE MONIES TO COME FROM
BUDGETED FUNDS**

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

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

WHEREAS, the Essex County Department of Public Works is currently involved in the realignment of Stowersville Road located in the Town of Lewis and realignment of Sunset Drive located in the Town of Willsboro; and

WHEREAS, incident to these realignments it is necessary for the County to acquire fee interests, easements or temporary easements from various individuals who own property adjacent and contiguous to these roads.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the purchase of a fee interest, easement or temporary easement, as the case may be, from the individuals set forth below, for the enumerated consideration, with the funds to come from budgeted funds (Account Numbers 51114 5440RD for Sunset Drive & H51112 5225 for Stowersville Road):

Stowersville Road

<u>Name</u>	<u>Acreage</u>	<u>Consideration</u>	<u>Property Interest</u>
Joseph M. Nutini & Joanne Reid Nutini 39.03-3-3.12	5,845 Sq. Ft.	\$1,100	Fee
Myrna LaBombard 39.03-3-4.100 Driveway & Pad	7,031 +/- Sq. Ft. & 2,192 +/- Sq. Ft.	\$8,841	Fee

Linda Hartwell 39.03-3-3.11	26,621 +/- Sq. Ft. & 3,412 +/- Sq. Ft.	\$4,000	Fee
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Sunset Drive

<u>Name</u>	<u>Acreage</u>	<u>Consideration</u>	<u>Property Interest</u>
Neil & Tammy Champagne 39.2-1-39.000	.14	\$500	Temporary Easement
John Carver, Jr. & Kim Carver 39.2-1-45.000	.306	\$4,500	Fee
John A. Anderson & Dolores R. Anderson 39.4-2-2.111	1.0	\$8,200	Fee

BE IT FURTHER RESOLVED, that the County Chairperson and/or County Manager are duly authorized to execute any and all documents necessary for the transfer of these interests in land.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 238

***July 6, 2009
Regular Board Meeting***

***RESOLUTION AUTHORIZING A CONTRACT WITH ELIZABETH TOWN
COMMUNITY HOSPITAL TO PROVIDE NURSING SERVICES TO THE
ESSEX COUNTY JAIL AND PUBLIC SAFETY FACILITY AND
AUTHORIZING THE CHAIRWOMAN AND/OR COUNTY MANAGER TO
EXECUTE SUCH CONTRACT***

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

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

WHEREAS, Requests for Proposals were circulated seeking proposals for nursing services for the Essex County Jail and Essex County Public Safety Facility; and

BE IT RESOLVED that the Essex County Board of Supervisors hereby accepts the proposal of the Elizabethtown Community Hospital for the registered nurse and licensed practical nurse positions at hourly rates of \$39.47 and \$21.75 respectively for a three year term with escalators for year 2 and 3 of 4.23% and authorizes a contract with Elizabethtown Community Hospital for to provide such nursing services; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes its Chairperson and/or County Manager to execute such contract.

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

AYES: 2595 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)
ABSTAIN: 106 votes (Merrihew)

Resolution No. 239

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING APPOINTMENTS TO
BOARDS, COMMITTEES AND/OR COUNCILS**

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

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

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

1. The appointment of Jan M. Eakins to the Clinton-Essex-Franklin Library System Board of Trustees, with such term to end December 31, 2013.

This resolution was seconded by Supervisor Dedrick and adopted.

Resolution No. 240

July 6, 2009
Regular Board Meeting

**RESOLUTION AUTHORIZING ADHERENCE TO THE ESSEX
COUNTY POLICY MANUAL IN REGARD TO HEALTH
INSURANCE FOR ALL ELECTED OFFICIALS, BOTH PART TIME
AND FULL TIME, TO BE SUBJECT TO THE SAME
REQUIREMENTS TO CONTRIBUTE TOWARD THEIR HEALTH
INSURANCE AS OTHER COUNTY EMPLOYEES**

The following resolution was offered by Supervisor Scozzafava, who moved

its adoption.

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

WHEREAS, in Essex County over 4,000 of our residents currently have no health insurance; and

WHEREAS, over 2,000 of our residents currently pay 25% of their income for health insurance; and

WHEREAS, most of our constituents that are in the private and public sector also must contribute toward health insurance; and

WHEREAS, the Essex County Board of Supervisors unanimously adopted the current policy manual that addresses the health insurance contribution from all employees.

BE IT RESOLVED, that this Board of Supervisors hereby adheres to the current policy manual regarding health insurance contribution from Essex County employees and that all elected officials, both part time and full time, be subject to the same requirements to contribute toward their health insurance as other County employees pursuant to the Essex County policy manual.

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

AYES: 2556 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)
ABSTAIN: 145 votes (Canon, Morency)

Resolution No. 241

*July 6, 2009
Regular Board Meeting*

**RESOLUTION TERMINATING AND RESCINDING A CONTRACT
BETWEEN ESSEX COUNTY AND WILLIAM SULLIVAN, REGARDING
A PIECE OF PROPERTY IN THE TOWN OF SCHROON LAKE,
BEARING TAX MAP NUMBER 105-1-50, AND REIMBURSING MR.
SULLIVAN \$2,719.08**

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

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

WHEREAS, William Sullivan purchased a parcel bearing Town of Schroon tax map number 105-1-50 sold by the County pursuant to its surplus sale; and

WHEREAS, there was a deficiency in the notice procedure, and, therefore, the sale to Mr. Sullivan is void at its inception, and Mr. Sullivan is entitled to his down payment of \$2,497.50 plus the school tax that he paid in the amount of \$221.58 and to rescission and termination of the sale.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the rescission and termination of the sale to William Sullivan and the refund of \$2,719.08, relative to his purchase of tax map parcel number 105-1-50 as designated on the Town of Schroon tax rolls.

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

AYES: 2701 votes
NOES: 0 votes
ABSENT: 142 votes (Moses)

Resolution No. 242

July 6, 2009
Regular Board Meeting

**RESOLUTION IN OPPOSITION TO THE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION CHARGE OF \$6.00 PER CAR
LOAD TO VISIT THE FISHING PIER OR CHAMPLAIN MEMORIAL AT
THE CROWN POINT RESERVATION**

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 opposes the charge of \$6.00 per carload, imposed by the Department of Environmental Conservation, to visit the recently renovated fishing pier or Champlain Memorial at the Crown Point Reservation.

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

Resolution No. 243

July 6, 2009
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO
DAVID COOK
OF TICONDEROGA VENTURE CREW 72, WHO HAS
FULFILLED THE REQUIREMENTS TO OBTAIN THE RANK OF
EAGLE SCOUT**

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.

WHEREAS, David Cook, a member of Ticonderoga Venture Crew 72 has fulfilled the requirements to obtain the rank of Eagle Scout; and

WHEREAS, an Eagle Scout Award is a performance-based achievement whose standards have been well-maintained since 1911 and carries with it a special significance; and

WHEREAS, Eagle Scout is the highest rank that can be attained by scouts and only four percent of youth who join scouting earn this honor; and

WHEREAS, David Cook's eagle project was the planning and supervision of construction of two lean-tos on the Veterans of Foreign War property, the new lean-tos now provide a huge benefit to the residents of Ticonderoga and visitors.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Attorney and County Manager hereby extend their heartiest congratulations to David Cook on a job well done for all his accomplishments as a Boy Scout and for receiving the Eagle Scout award; and

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

This resolution was unanimously seconded and adopted.

Resolution No. 244

July 6, 2009
Regular Board Meeting

**RESOLUTION REQUESTING OUR CONGRESSIONAL
DELEGATION AND FEDERAL LEGISLATORS TO WORK
WITH THE VERMONT DEPARTMENT OF TRANSPORTATION
TO FAST TRACK THE REPAIRS/RENOVATIONS TO THE
CROWN POINT BRIDGE AND TO REQUEST STIMULUS
FUNDING FOR THESE REPAIRS/RENOVATIONS**

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.

WHEREAS, it has come to the attention of this Board that because of the condition of the Crown Point Bridge which extends from New York to Vermont state, traffic has been limited to one lane which has severely slowed and impeded the traffic between these two states; and

WHEREAS, the Crown Point Bridge is a vital connector between each of these states providing a link between the states for emergency services, the provision of medical services to both New York State residents and Vermont residents and access to New York State for tourist and business purposes; and

WHEREAS, it is the opinion of this Board that the Crown Point Bridge needs to be returned to two lane traffic so that travel and interaction between each of the states is not impeded and there is no adverse effect upon business, medical and emergency services enjoyed by the residents of Essex County.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby requests that a Congressional Delegation and Federal Legislators work with the New York State Department of Transportation and the Vermont Department of Transportation to fast track the repairs and renovations to the Crown Point Bridge and to open the Crown Point Bridge to two lane traffic and further requests that stimulus funding be provided for these renovations as this bridge is a vital link between each of the states and provides vital economic, business, medical and emergency services to the residents of Essex County.

This resolution was unanimously seconded and adopted.

Resolution No. 245

*July 6, 2009
Regular Board Meeting*

**RESOLUTION CANCELING AND WAIVING INTEREST,
PENALTIES AND OTHER CHARGES PURSUANT TO REAL
PROPERTY TAX LAW, SECTION 1182, ON A PIECE OF
PROPERTY IN THE TOWN OF JAY DESIGNATED TAX MAP
NO. 8.3-1-5.200**

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

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

WHEREAS, the County of Essex has, through forfeiture proceedings, obtained title of a certain piece of property previously owned by Jennifer Parisella designated on the 2009 Town of Jay tax rolls as tax map no. 8.3-1-5.200; and

WHEREAS, the County of Essex has, at public auction, sold these premises to John Ryan of AuSable Forks, New York for the amount of \$26,000.00; and

WHEREAS, the sale proceeds of this property are forfeiture monies and will be placed in the forfeiture account for the use of the Essex County District Attorney for appropriate forfeiture purposes; and

WHEREAS, there are total back taxes owed in the amount of \$19,653.54 together with penalties and interest in the amount of \$8,549.06 for a total amount currently due the County of \$28,202.60; and

WHEREAS, this Board is desirous of waiving penalties, interest fees and tax searches in the amount of \$8,549.06 such that there will be \$6,346.46 to be deposited into the Essex County forfeiture fund.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby waives penalties, interest fees and tax searches in the amount of \$8,549.06 relative to tax map no. 8.3-1-5.200 located in the Town of Jay and accepts the sum of \$19,653.54 in the payment of back taxes; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes the balance of the sale price after the payment of the \$19,653.54 in the sum of \$6,346.46 be deposited into the appropriate forfeiture account for the use by the Essex County District Attorney's office.

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

AYES:	2515	votes
NOES:	0	votes
ABSENT:	142	votes (Moses)
ABSTAIN:	186	votes (Douglas)