

**RESOLUTION AUTHORIZING THE RELOCATION OF THE PUBLIC DEFENDER'S OFFICE INTO THE SPACE VACATED BY THE SHERIFF, UNDERSHERIFF AND DISPATCH IN THE OLD JAIL AND AUTHORIZING THE RENOVATION WORK IN AN AMOUNT NOT TO EXCEED \$15,400.00 TO COME FROM CONTINGENCY**

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

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

**WHEREAS**, the current space occupied by the Essex County Public Defender's office is insufficient and too small for their purposes and it has come to the attention of this Board that they must be moved to a larger office space; and

**WHEREAS**, there currently is a space located in the old Jail previously used by the Sheriff, Undersheriff and Dispatch.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the Public Defender's Office to move into the space vacated by the Sheriff, Undersheriff and Dispatch in the old Jail; and

**BE IT FURTHER RESOLVED**, that this Board authorizes renovation of the Sheriff, Undersheriff and Dispatch offices in the old Jail at a cost not to exceed \$15,400.00 to come from Contingency Account (19904-5487).

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

<b>BUDGET IMPACT STATEMENT:</b>	
<i>Contingent Account Balance as of 6/7/10:</i>	\$330,568.86
<i>Reduction Impact of this resolution:</i>	\$ 15,400.00
<i>FY2010 Contingent Account Balance:</i>	\$315,168.86

**RESOLUTION AUTHORIZING THE APPOINTMENT OF STEVE VALLEY TO THE POSITION OF DIRECTOR, ESSEX COUNTY MENTAL HEALTH, AT AN ANNUAL SALARY OF \$81,000.00, CONTINGENT UPON APPROVAL OF THE STATE INTEROFFICE COORDINATING COUNCIL**

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 the appointment of Steve Valley to the position of Director, Essex County Mental Health, at an annual salary of \$81,000.00; contingent upon approval of the State Interoffice Coordinating Council.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING THE WRITE-OFF OF BAD  
DEBTS IN THE PUBLIC HEALTH DEPARTMENT**

The following resolution was offered by Supervisor Morency, 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 and directs the Public Health Department to write-off uncollectible bad debts in the amount of \$1,414.98 for the years 2007 and 2008.

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

**AYES: 2,206 votes**  
**NOES: 97 votes (Blades)**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION ADOPTING AND APPROVING QUALITY  
IMPROVEMENT REVIEWS AND POLICIES/PROCEDURES FOR  
BOTH THE CERTIFIED HOME HEALTH AGENCY AND  
PREVENTIVE SERVICES**

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.

**WHEREAS**, listed below are the policies and procedures which were submitted and approved by the Professional Advisory/Public Health Advisory Committee on June 1, 2010.

**Certified Home Health Agency**

- Quality Assurance Review for the 1<sup>st</sup> Quarter of 2010 - [No Specific Action Required]
- Adverse Events for the 3<sup>rd</sup> Quarter of 2009 - [No Specific Action Required]
  
- ▶ [N] Depression Screening
- ▶ [N] High-Risk Medications
- ▶ [N] Intravenous Catheter Antisepsis
- ▶ [N] Medication Reconciliation for Physical Therapy Only Patients
- ▶ [N] Skin Assessment/Risk for Skin Breakdown
- ▶ [N] Vital Signs
- ▶ [R] Access/Re-access of Port-a-Cath
- ▶ [R] Bag Technique
- ▶ [R] Central Venous Catheter Blood Withdrawal
- ▶ [R] Central Venous Catheter Cap Change
- ▶ [R] Central Venous Catheter Irrigation
- ▶ [R] Central Venous Catheter/Peripherally Inserted Central Catheter Site Dressing Change
  
- ▶ [R] Flush of Port-a-Cath
- ▶ [R] Heel Stick Blood Sample
- ▶ [R] Immediate Action for Emergencies
- ▶ [R] Patient Care
- ▶ [R] Photo Documentation of Wounds and Skin Conditions
- ▶ [R] Provision of Services for Patients/Clients with a Communication Barrier
- ▶ [R] Removal of Huber Needle
- ▶ [R] Skin Suture and Staple Removal

- ▶ [R] Telehealth
- ▶ [R] Venipuncture Blood Sample
- ▶ Abbreviations
- ▶ Adjusted Fee Scale
- ▶ Agency Evaluation
- ▶ Assess for Possible Hip Dysplasia for Infants and Children
- ▶ Circulation Check for Infants and Children
- ▶ Dry Dressing Change
- ▶ Employee Health Requirements
- ▶ First Time Injections
- ▶ Hand Washing
- ▶ Health Provider Network (HPN)
- ▶ Holiday and Staffing
- ▶ Hoyer Lift Transfer
- ▶ Hydrocolloid dressing change
- ▶ Infection Control for VRE, MRSA, C.Diff.
- ▶ Infractions of Agency Policies
- ▶ Mandated Reporting
- ▶ Nasogastric Tube Care for Infants and Children
- ▶ Nasogastric Tube Insertion
- ▶ Nebulizer Treatments for Infants and Children
- ▶ Nutritional Counseling Services
- ▶ Ophthalmic Drops/Ointment for Infants and Children
- ▶ Orientation
- ▶ Ostomy Care for Infants and Children
- ▶ Patient/Client Complaint
- ▶ Patient/Client Staff Relationship Disclosure
- ▶ Patient Services
- ▶ Pleurx
- ▶ Personnel Records
- ▶ Standards of Wound Care
- ▶ Testing for the Babinski Reflex for Infants and Children
- ▶ Testing for the Moro Reflex for Infants and Children
- ▶ Urinary Catheter Insertion
- ▶ Vacuum Assisted Closure Dressing Change
- ▶ Violence in the Workplace
- ▶ Wet-to-Dry Dressing Change

[R=revised; N=new; no designation = no change]

## **PREVENTIVE SERVICES**

- ▶ Preventive Services Quality Improvement Report for the 1<sup>st</sup> Quarter of 2010 - [No Specific Action Required]

Policies and Procedures

- ▶ Referral to New York State Tobacco Quit
- ▶ Referral to Health Care Providers and Insurance Resources
- ▶ Immunization Clinic Policy and Procedure
- ▶ Vaccine Information Statement (VIS) Policy and Procedures
- ▶ [R] Emergency Medical Protocol for Management of Anaphylactic Reactions in Children, Teens and Adults
- ▶ Vaccine Adverse Event Reporting Policy and Procedure
- ▶ Charges for Vaccinations Policy and Procedure
- ▶ [R] Emergency Kit Policy & Procedure
- ▶ Vaccine Ordering and Discarding Procedure
- ▶ Storage, Handling and Transportation of Vaccine Policy & Procedure
- ▶ Disposition of Needles and Sharps Policy & Procedure
- ▶ Tuberculin Skin Testing Procedure
- ▶ [N] Tuberculosis (TB) Management Program
- ▶ Communicable Disease Control Policy & Procedure
- ▶ Communicable Disease Report Investigation Procedure
- ▶ Communicable Disease Report Response Procedure
- ▶ Electronic Clinical Laboratory Reporting system (ECLRS) Procedure
- ▶ Arthropod-Borne Disease Investigation Procedure
- ▶ Flood/Waterborne Communicable Disease Report Investigation Procedure
- ▶ Hantavirus Disease Report Investigation Procedure
- ▶ Hepatitis A Disease Report Investigation Procedure
- ▶ [R] Hepatitis B & C Disease Report Investigation Procedure
- ▶ [R] Meningitis/Meningococemia Report Investigation Procedure
- ▶ Sexually Transmitted Disease (STD) Policy
- ▶ Sexually Transmitted Disease Investigation Procedure
- ▶ Tuberculosis (TB) Policy
- ▶ Vaccine Preventable Disease Investigation and Reporting Procedure
- ▶ Failure to Report Communicable Diseases Procedure
- ▶ [R] Rabies Report Policy & Procedure - Quick Guide
- ▶ [R] Protocol for Rabies Management
- ▶ [R] Electronic Submission and Reporting of Animal Rabies Testing Specimens Procedure
- ▶ HIV Outreach and Education Policy and Program Guidelines
- ▶ HIV Counseling and Testing Policy
- ▶ HIV Counseling and Testing Procedure
- ▶ HIV Counseling and Testing Off-Site Procedure
- ▶ Oraquick Advance Rapid HIV ½ Antibody Test Procedure
- ▶ Oraquick Advance Rapid HIV ½ Antibody Control Procedure
- ▶ Unigold Rapid HIV Test Procedure
- ▶ Orasure Procedure
- ▶ Court Ordered HIV Testing Procedure
- ▶ New York State Department of Health (NYSDOH) Immunization Program Adult

- ▶ Hepatitis Vaccination Program Policy and Procedure
- ▶ [R] Childhood Lead Poisoning Prevention Program Policy and Procedure

[N=new; R=revised; no designation=no changes]

***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 Kosmider, and duly adopted.

**RESOLUTION AUTHORIZING A CONTRACT WITH KINNEY  
MANAGEMENT SERVICES IN AN AMOUNT OF \$3,270.78 FOR  
THE KCHECKS DATABASE PROGRAM, WITH SUCH FUNDS TO  
COME FROM THE CONTINGENCY ACCOUNT**

The following resolution was offered by Supervisor Morency, 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**, new rules for Medicaid require verification as to whether or not a vendor is on the Medicaid prohibited list before they are paid; and

**WHEREAS**, every month before Essex County may issue a check to any vendor who is receiving Medicaid funds, the County must go to a database and search that name to make sure that it is not precluded from receiving Medicaid funding; and

**WHEREAS**, the New York State Association of Counties has established a program with Kinney Management Services to provide this service at a cost of \$3,270.78 for a county-wide license to allow all departments dealing with Medicaid to access the database information.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the County Manager or Chairman to execute a contract with Kinney Management in the amount of \$3,270.78, with such funds to come from the Contingency Account (19904-5487) into Information Systems Account (16804-5422) and upon the approval of the County Attorney.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

<b>BUDGET IMPACT STATEMENT:</b>	
<i>Contingent Account Balance as of 6/7/10:</i>	\$315,168.86
<i>Reduction Impact of this resolution:</i>	\$ 3,270.78
<i>FY2010 Contingent Account Balance:</i>	\$311,898.08



**RESOLUTION ACCEPTING THE RESIGNATION OF DAVID MACE  
AS DEMOCRATIC ELECTION COMMISSIONER, EFFECTIVE  
JULY 2, 2010, AND AUTHORIZING THE APPOINTMENT OF  
ROBERT PELL-DECHAME AS ESSEX COUNTY DEMOCRATIC  
ELECTION COMMISSIONER TO FILL THE UNEXPIRED TERM  
EFFECTIVE JULY 6, 2010 TO DECEMBER 31, 2010**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby accepts the resignation of David Mace, Democratic Election Commissioner effective July 2, 2010; and

**BE IT FURTHER RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the appointment of Robert Pell-DeChame as Democratic Election Commissioner to fill the unexpired term of David Mace effective July 6, 2010 to December 31, 2010.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION IN SUPPORT OF THE TOWN OF WILMINGTON'S  
APPLICATION TO THE NEW YORK STATE HOUSING TRUST  
FUND CORPORATION OFFICE OF COMMUNITY RENEWAL, FOR  
A CDBG MICRO ENTERPRISE GRANT PROGRAM FOR \$200,000**

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

Upon the recommendation of the Economic Development 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 supports the Town of Wilmington's application to the New York State Housing Trust Fund Office of Community Renewal for a CDBG Micro Enterprise Grant Program in the amount of \$200,000.00.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING ESSEX COUNTY TO APPLY TO  
THE NEW YORK STATE HOUSING TRUST FUND  
CORPORATION, OFFICE OF COMMUNITY RENEWAL, FOR NEW  
YORK STATE CDBG INNOVATIVE PROJECTS PROGRAM FOR  
\$550,000.00**

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

Upon the recommendation of the Economic Development 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 Essex County to apply to the NYS Housing Trust Fund Corporation, Office of Community Renewal for a NYS CDBG Innovative Projects Program for \$550,000.00

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR  
VARIOUS DEPARTMENTS**

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

Upon the recommendation and approval 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 2010 Essex County Budget as follows:

**From Economic Development Committee:**

1. For Planning Department, increase revenues and appropriations by \$62,000.00 - Adirondack Park Community Smart Growth Grant as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
8020-43089HAM	Adk Park Community Smart Growth	\$62,000.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
80204 -54HAM	Hamlet Expansion	\$62,000.00

**From Finance Committee:**

1. For Youth Bureau, increase revenues and appropriations by \$1,500.00 - funds received for the Victims Impact Panel as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
3315 419892	Victim's Impact Panel	\$1,500.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
33154 5440VIP	Victim's Impact Panel	\$1,500.00

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2. For Treasurer's Office, increase revenues and appropriations by \$40,000.00 - tobacco settlement payment into retirement line item as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
1900 42960	Tobacco Settlement Payment	\$40,000.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
13258 5810	Treasurer's Office, Retirement	\$40,000.00

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**Resolution No. 213**

**July 6, 2010**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE PAYMENT OF \$8,310.00 TO  
MELICK AQUA FOOD, INC. FOR FISH FOOD IN THE ESSEX  
COUNTY FISHERIES DEPARTMENT**

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

Upon the recommendation of the Economic Development 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 payment of \$8,310.00 to Melick Aqua Food for fish food in the Fisheries Department.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION OF CONGRATULATIONS TO JIM ROBLEE FOR  
RECEIVING THE NEW YORK STATE WASTEWATER  
TREATMENT PLANT OPERATOR OF THE YEAR AWARD FOR  
THE WORK AND OPERATION OF THE SCHROON LAKE  
WASTEWATER TREATMENT PLANT DURING TRANSITION TO  
THE NEW PLANT**

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

Upon the recommendation of the Economic Development 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 Jim Roblee for receiving the New York State Wastewater Treatment Plant Operator of the Year Award for the work and operation of the Schroon Lake Wastewater Treatment Plant during transition to the new plant.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE IN THE AMOUNT OF \$75,000.00, FOR THE OLD MILITARY RIGHT-OF-WAY**

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

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

**WHEREAS**, a Project for the Reconstruction of Old Military Road (CR35, Essex County, P.I.N. 1754.96 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ration of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, the County of Essex desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Preliminary Engineering and Right of Way Incidentals and Acquisition.

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

**RESOLVE**, that the Board hereby approved the above-subject project; and it is hereby further

**RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the County of Essex to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary Engineering and Right of Way Incidentals and Acquisition work for the Project or portions thereof; and it is further

**RESOLVED** that the sum of \$1,412,755.00 (One Million Four Hundred Twelve Thousand Seven Hundred Fifty Five Dollars and No Cents) (\$885,885.00 for Preliminary Engineering and \$182,270.00 for Right of Way Incidentals); and \$344,600.00 for Construction) has already been appropriated from the County Road Fund and H52154 5445OMR and made available to cover the cost of participation in the Preliminary Engineering and Right of Way Incidentals and Construction phases of the Project; and it is further



**RESOLVED**, that the additional sum of \$75,000.00 (Seventy Five Thousand Dollars and No Cents) is hereby appropriated from H52154 5445OMR and made available to cover the cost of participation in the Right of Way phases of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Essex County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

**RESOLVED**, that the Chairman of the Board of Supervisors or DPW Superintendent of the County of Essex be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Essex with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

**RESOLVED**, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

**RESOLVED**, that this Resolution take effect immediately.

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

<b>AYES:</b>	<b>2,303 votes</b>
<b>NOES:</b>	<b>0 votes</b>
<b>ABSENT:</b>	<b>387 votes (Malaney)</b>
<b>VACANT:</b>	<b>153 votes (Willsboro)</b>

**RESOLUTION AUTHORIZING THE EXTENSION TO  
CONTRACT DPW-10-0083 WITH HUSTED CONCRETE PRODUCTS,  
INC., FROM JULY 1, 2010 TO OCTOBER 15, 2010**

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

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

**WHEREAS**, Essex County has currently contracted with Husted Concrete Products, Inc. relative to the Barrett Road bridge replacement and desires to extend the contract from July 1, 2010 to October 15, 2010.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the extension of contract DPW-10-0083 with Husted Concrete Products, Inc. from July 1, 2010 to October 15, 2010.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING A CHANGE ORDER TO  
CONTRACT MISC-10-0028 WITH HAROLD CLUNE, INC. IN THE  
TOTAL AMOUNT OF \$343.45 FOR COURTHOUSE RENOVATIONS**

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

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

**WHEREAS**, Essex County has currently contracted with Harold R. Clune, Inc. pursuant to contract MISC-10-0028 for Courthouse renovations; and

**WHEREAS**, it has been brought to the attention by the Department of Public Works that there is an additional change order in the amount of \$343.45 for the above referenced contract in order to complete the Courthouse renovations.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes its County Manager or Chairman to approve and execute the contract amendment approving the hereinabove referenced change order.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING THE EXTENSION TO  
CONTRACT DPW-10-0061 WITH RIZNICK CONSTRUCTION CORP.  
FROM APRIL 1, 2010 TO JULY 31, 2010**

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

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

**WHEREAS**, Essex County has contracted with Riznick Construction Corp. relative to Stone Street Bridge renovations and desires to extend the contract from April 1, 2010 to July 31, 2010.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the extension of contract DPW-10-0061 with Riznick Construction Corp. from April 1, 2010 to July 31, 2010.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION CHANGING THE GRADE OF ASSISTANT MENTAL  
HEALTH DIRECTOR FROM A GRADE 10 M/C TO A GRADE 13 M/C**

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

Upon the recommendation and approval 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 change of the grade of Assistant Mental Health Director from a Grade 10 M/C to a Grade 13 M/C.

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

<b>AYES:</b>	<b>2,303 votes</b>
<b>NOES:</b>	<b>0 votes</b>
<b>ABSENT:</b>	<b>387 votes (Malaney)</b>
<b>VACANT:</b>	<b>153 votes (Willsboro)</b>

**RESOLUTION AUTHORIZING THE PAYMENT OF \$500.00 TO  
FISCAL ADVISORS & MARKETING FOR SERVICES RENDERED  
IN CONNECTION WITH MONITORING CREDIT RATINGS**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the payment of \$500.00 to Fiscal Advisors & Marketing for services rendered in connection with monitoring credit ratings.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING THE COUNTY MANAGER OR  
COUNTY CHAIRMAN TO EXECUTE A CONTRACT WITH NEW  
YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES  
FOR FOOD PRODUCTS FROM THE NEW YORK STATE  
DEPARTMENT OF CORRECTIONAL SERVICES OFFICE OF  
NUTRITIONAL SERVICES**

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

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

**WHEREAS**, New York State Department of Correctional Services operates the Correctional Services Nutritional Services on the grounds of the Oneida Correctional Facility; and

**WHEREAS**, food products produced by DOCS - NS are delivered to all of the facilities operated by NYSDOC for the purpose of feeding the inmate population; and

**WHEREAS**, Essex County is desirous of obtaining food products from the DOCS - NS for the purpose of feeding its inmate population at the Essex County Jail; and

**WHEREAS**, included in the DOCS - NS food service is the Quick Chill Program which Essex County desires to take advantage of which, alone, will save the County thousands of dollars.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the County Manager or Chairman to execute a contract with New York State Department of Correctional Services for food products and the Quick Chill Program produced by the NYS Department of Correctional Services Office of Nutritional Services upon the approval of the County Attorney.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING THE APPROPRIATION OF  
\$126,710.14 FROM FUND BALANCE TO PAY THIRD PARTY  
OPERATORS, AND APPROPRIATING 2009 FUNDS INTO THE  
2010 BUDGET AS FOLLOWS: VILLAGE OF LAKE PLACID -  
\$97,069.30; ORDA - \$24,289.00 AND TOWN OF KEENE -  
\$5,351.84**

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

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

**WHEREAS**, Third Party Operators for the Village of Lake Placid, ORDA and the Town of Keene are due payment for 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2009; and

**WHEREAS**, money was originally budgeted in the 2009 budget however, was not carried over to the year 2010 for these purposes; and

**WHEREAS**, \$126,710.14 must be appropriated from the fund balance to pay Third Party Operators as follows: Village of Lake Placid - \$97,069.30; NYS ORDA - \$24,289.00 and Town of Keene - \$5,351.84.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes transfer of \$126,710.14 from fund balance to pay for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2009 as follows: Village of Lake Placid - \$97,069.30; NYS ORDA - \$24,289.00 and Town of Keene - \$5,351.84.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**



**Resolution No. 223**

**July 6, 2010**  
**Regular Board Meeting**

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

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the appointment of David Blades to the IDA Board of Directors to replace Lori Lincoln.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING THE ISSUANCE OF A PERMIT TO  
IRONMAN LAKE PLACID FOR THE USE OF COUNTY  
ROADWAYS FOR THE 2010 IRONMAN TRIATHLON RACE**

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

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

**WHEREAS**, the 2010 Ironman Triathlon Race will take place within Essex County on July 25, 2010; and

**WHEREAS**, the organizers of the event have requested the use of certain County roadways for the event, which roadways will either be closed or partially closed for all or a portion of the race.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes its Superintendent of Public Works and County Chairman and/or County Manager to execute a Permit authorizing the use of County Roads 73 and 86 for the 2010 Ironman Triathlon to Ironman Lake Placid on July 25, 2010, subject to the terms and conditions approved by the County Attorney.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF THANKS AND APPRECIATION TO  
GOVERNOR PATERSON, SENATOR LITTLE,  
ASSEMBLYWOMAN SAYWARD, ASSEMBLYWOMAN DUPREY  
AND THE NEW YORK STATE SENATE AND ASSEMBLY FOR  
ALL OF THEIR WORK IN HELPING TO PREVENT THE CLOSURE  
OF THE MORIAH SHOCK INCARCERATION FACILITY LOCATED  
IN MORIAH, NEW YORK**

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

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

**WHEREAS**, in January of this year, this Board was formally informed by the New York State Department of Correctional Services that the State of New York planned to permanently close the Moriah Shock Incarceration Facility located in Moriah, New York on or before March 31, 2011; and

**WHEREAS**, the Moriah Shock Incarceration Facility plays a vital role in the economic well-being of both the Town of Moriah and the County of Essex as it, along with the Adirondack Correctional Facility located in Ray Brook, New York, employs hundreds of Essex County workers and acts as a substitute for many of the industries which have left the area or which cannot operate due to environmental regulations; and

**WHEREAS**, spearheaded by a group of Essex County legislators, administrators, and a grass roots coalition, measures were taken to inform and educate the New York State Senate, Assembly and Governor of the need to maintain the Moriah Shock Incarceration Facility located in the Town of Moriah, Essex County New York; and

**WHEREAS**, Senator Elizabeth O'C. Little, Assemblywoman Teresa R. Sayward and Assemblywoman Janet Duprey were instrumental and vital to the success of saving the Moriah Shock Incarceration Facility, in garnering support within their respective houses to keep the correctional facility open, and in providing information and guidance to Essex County, the Town of Moriah and the grass roots group as to how to save the correctional facility; and

**WHEREAS**, likewise, Governor David A. Paterson and his staff were also vital and instrumental in saving the Moriah Shock Incarceration Facility, providing support and access to information; and

**WHEREAS**, the County of Essex wishes to extend its thanks and appreciation to the New York State Senate and the New York State Assembly for their vote to keep the

Moriah Shock Incarceration Facility open.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby extends its heartfelt and sincere thanks and appreciation to Governor Paterson, Senator Little, Assemblywoman Sayward, Assemblywoman Duprey and the New York State Senate and Assembly for all they did to save Moriah Shock from closing; and

**BE IT FURTHER RESOLVED**, that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to: Governor David A. Paterson; New York State Senator Elizabeth O'C. Little; and Assembly Members Teresa R. Sayward and Janet Duprey.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
HONORABLE JAMES PRESTON KING**

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

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

**WHEREAS**, Hon. James Preston King of Loudonville, New York passed away on June 11, 2010; and

**WHEREAS**, Hon. James Preston King was born in Ticonderoga, New York on July 14, 1929, the son of Preston and Ethel (Shear) King; and

**WHEREAS**, Hon. James Preston King graduated from Westminster College and was commissioned a second lieutenant in the United States Marine Corps, serving with the 3<sup>rd</sup> Marine Division in the Far East and became company executive officer; and

**WHEREAS**, after his release from active duty with the United States Marine Corps, James Preston King entered Albany Law School and graduated in 1959; and

**WHEREAS**, Hon. James Preston King returned to the Marine Corps as Captain serving in Okinawa and Vietnam and, in 1967, was assigned Senior Marine Instructor at the Naval Justice School in Newport, Rhode Island; and

**WHEREAS**, Hon. James Preston King was selected to attend George Washington University and received an LLM in criminal law and psychiatry and, in 1978, was promoted to Brigadier General and became the Marine Corps' highest ranking JAG officer as the Director of the Judge Advocate Division and as Staff Judge Advocate for two Commandants of the Corps.; and

**WHEREAS**, Hon. James Preston King's decorations include the Bronze Star Medal with Combat V, the Combat Action Ribbon, as well as various citations and service medals; and

**WHEREAS**, after Hon. James Preston King retired in 1980, he became law clerk to State Supreme Court Trial Judge Dominic Viscardi before teaching law at Stetson University Law School in Florida; and

**WHEREAS**, thereafter James Preston King returned to New York to head the Tort Unit - Claims Bureau in the Office of the Attorney General; in 1984 became an adjunct professor at Albany Law School, teaching Trial Tactics and Advocacy until 2009; in 1990

left the Attorney General's Office to run for the State Assembly (109<sup>th</sup> A.D.); following his election and re-election served as ranking Minority Member of the Assembly Codes Committee until he resigned in 1995 to accept appointment to the Court of Claims where he served until mandatory retirement in 2001; and was named General Counsel in the New York State Department of State; and

**WHEREAS**, Hon. James Preston King subsequently served as a judicial hearing officer and was appointed as hearing officer for the NYS Retirement System; was the first government lawyer in residence at the Government Law Center of Albany Law School; and was the distinguished jurist in residence at Siena College where he mentored pre-law students and served as co-coach of Mock Trial Team; and

**WHEREAS**, Hon. James Preston King served on the NYS Commission on Public Authority Reform, the Temporary Commission on Lobbying as member and chair, and the State Commission on Public Integrity and, in 2009, the Northern District of New York Federal Court Bar Association awarded Judge King the prestigious Hon. James R. Duane Award given to individuals who have demonstrated "a deep personal commitment to the preservation and understanding of our legal heritage". In 2010 he received the lifetime achievement in Public Service Award from the Government Law Center at Albany Law School; and

**WHEREAS**, Hon. James Preston King was an accomplished jazz trombonist; and

**WHEREAS**, Hon. James Preston King was predeceased by his wife, Jane Campbell King; and

**WHEREAS**, Hon. James Preston King is survived by his wife, Anne Brewster King; his sons, James Preston, Jr., David Knox King and Glenn Campbell King; nine grandchildren; two sisters, Carolyn Charlton and Ruth Malaney; several nieces and nephews and two stepdaughters, Julianne Chesky and Martha Kearns; and

**WHEREAS**, Hon. James Preston King was a loving son, husband, father, grandfather, brother, uncle 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, his friend, hereby express and extend their deepest and most sincere sympathy and condolences to the family of James Preston King; 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 King family.

This resolution was unanimously seconded and adopted.

**Resolution No. 227**

**July 6, 2010**  
**Regular Board Meeting**

**RESOLUTION REQUESTING THE PURCHASING OFFICE  
PURCHASE PAPER CUPS OR SOY PRODUCTS INSTEAD OF  
STYROFOAM**

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

Upon the recommendation of the Green 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 requests the Purchasing Department purchase paper cups or soy products instead of styrofoam.

This resolution was duly seconded by Supervisor Montgomery-Corey, and adopted.

**RESOLUTION REQUESTING ESSEX COUNTY TO BECOME A  
CLIMATE SMART COMMUNITY**

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

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

**WHEREAS**, the County of Essex believes that climate change poses a real and increasing threat to our local and global environments which is primarily due to the burning of fossil fuels; and

**WHEREAS**, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and pose health threats to our citizens; and

**WHEREAS**, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools; and resilient infrastructures; and

**WHEREAS**, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

**WHEREAS**, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the affects of climate change for decades to come.

**BE IT RESOLVED**, that the Essex County Board of Supervisors and the County of Essex, in order to reduce greenhouse gas emissions and adapt to a changing climate will:

**1. Pledge to Combat Climate Change by Becoming a Climate Smart Community.**

Set goals to reduce GHG emissions and adapt to predicted climatic changes. Establish a task force of local officials and community members to review the issues and propose a plan of action. Designate a point person who will oversee climate change initiatives and publicly report on progress. Work cooperatively with similar task forces in neighboring communities to insure that efforts complement and reinforce one another. As an official sign of commitment and for access to technical resources, sign on to a widespread climate campaign such as ICLEI (International Council for Local



Environmental Initiatives) Local Governments for Sustainability - Climate Protection.

**2. Set Goals, Inventory Emissions, Move to Action.**

Gather data, inventory GHG gas emissions, and establish baselines for local government operations and community sectors. Develop quantifiable interim GHG emissions targets consistent with emissions reduction goals and propose a schedule and financing strategy to meet them. Encourage stakeholder and public input and develop an action plan. Report emissions to The Climate Registry (TCR), which has developed a standardized method for reporting emissions inventories; use ICLEI and TCR's tools to track and evaluate progress.

**3. Decrease Energy Demand for Local Government Operations.**

Adopt a goal of reducing electricity use by 15% from projected levels no later than 2015.

**Existing Public Facilities.** Inventory current building electricity usage and identify opportunities for conservation and efficiency retrofits. Obtain energy assessments from the New York State Energy Research and Development Authority (NYSERDA), the New York Power Authority, the Long Island Power Authority or other professionals. Consider actions such as purchasing energy efficient equipment and thermostats for maximum energy conservation; decreasing plug load from office equipment; and increasing pump efficiency in water and wastewater systems.

**New Public Buildings.** Achieve at least minimum U.S. Green Building Council Leadership in Energy and Environmental Design Standards (LEED Silver) for all new local government buildings.

**Infrastructure.** Incorporate energy efficient technologies and operations and maintenance practices into municipal street lighting, traffic signals, and water and wastewater treatment facilities.

**Vehicle Fleet and Commuting.** Improve the average fuel efficiency of local government fleet vehicles. Discourage vehicle idling and encourage bicycling, car-pooling and public transit for employees. Consider reducing the number of vehicles; converting fleet vehicles to sustainable alternative fuels; and using electric vehicles where possible.

**4. Encourage Renewable Energy for Local government Operations.**

Supply as much of the local government's power heat and hot water needs as possible from solar, wind, and small hydro through purchase or direct generation.

**5. Realize Benefits of Recycling and Other Climate Smart Solid Waste Management Practices.**

Expand the “reduce, reuse and recycle” and approach to waste management in local government operations and in the whole community. Reduce the amount of solid waste generated - promote backyard composting, implement volume-based pricing and educate residents on how to prevent waste. Promote reuse by organizing community-wide yard sales, and providing a space for drop-off or trade of reusable goods. Provide recycling receptacles in local government buildings and outdoor spaces, require duplex printing in government offices, compost food scraps and green waste, and adopt a comprehensive green purchasing program.

**6. Promote Climate Protection through Community Land Use Planning.**

Combat climate change by encouraging low-emissions development that is resilient to climatic changes. When updating land use policies, building codes or community plans, include provisions to combat climate change; reduce sprawl; preserve and protect open space, biodiversity, and water supplies; promote compact, transit-owned, bikeable and walkable communities; promote infill development; minimize new development in floodplains; maintain or establish healthy community forests; and promote best forest management practices and encourage tree planting, especially along waterways, to increase shading and to absorb carbon dioxide.

**7. Plan for Adaptation to Unavoidable Climate Change.**

Evaluate risks from unavoidable climate change, set adaptation goals and plan for adaptation. Identify climate change impacts (such as flooding, drought and extreme temperatures) that could affect the community. Identify areas such as water supply and sewer infrastructure that may be at risk due to sea-level rise and future changes in climate. Factor risks into long-term investments and decision-making. Execute climate change adaptation and preparedness measures through local government planning, development and operations, giving priority to the highest risk areas.

**8. Support a Green Innovation Economy.**

Identify opportunities to incorporate climate protection, sustainability and environmental goods and service industries into economic development plans. Encourage workforce development training and school curricula that support the emerging green collar job sector, including renewable energy and energy efficiency, as well as climate smart solid waste management practices. Procure climate smart goods and services for local government operations and support modernizing of local and national electricity grids.

**9. Inform and Inspire the Public.**

Lead by example. Highlight local government commitment to reducing energy use, saving tax dollars and adapting to changing conditions. Demonstrate the benefits of energy savings, energy efficiency, and renewable energy projects by hosting open houses; distributing fliers; holding local meetings; working with school districts, colleges and universities to develop climate change curricula and programs; engaging faith-based communities in climate protection; and regularly communicating community climate protection goals and progress to constituents.

**10. Commit to an Evolving Process.**

Acknowledge that research and policy on climate protection are constantly improving and evolving. Be willing to consider new ideas and commit to update plans and policies as needed. Compare successes, cooperate and collaborate with neighboring communities to redirect less-effective actions and amplify positive results.

***BE IT FURTHER RESOLVED***, that by the passage of this resolution, Essex County is not obligating itself to affirmatively undertake each and every component as set forth in this resolution as this resolution is simply the County's attempt to identify and set goals to which it aspires and nothing herein shall not obligate the County to participate and complete these programs without further resolution of this Board.

This resolution was unanimously seconded and adopted, as amended.

**RESOLUTION AUTHORIZING THE COUNTY MANAGER TO  
PREPARE AN RFP, TO INCLUDE A POINT SYSTEM, FOR  
POSSIBLE PRIVATE SALE AND/OR OPERATION OF THE  
HORACE NYE NURSING HOME**

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

Upon the recommendation of the Horace Nye Home Task Force 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 requests the County Manager prepare an RFP, to include a point system, for possible private sale and/or operation of the Horace Nye Home.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION SETTING THE 2010 RATE OF \$25.00 PER  
ELECTION DISTRICT, PER ELECTION EVENT, TO BE PAID TO  
EACH TOWN CLERK, AS WELL AS MILEAGE AT THE  
STANDARD COUNTY RATE, FOR PICK-UP AND DELIVERY OF  
ELECTION SUPPLIES**

The following resolution was offered by Supervisor Moses, 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.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the setting of the 2010 rate of \$25.00 per election district, per election event, to be paid to each Town Clerk, as well as mileage at the standard County rate, for pick up and delivery of election supplies.

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

<b>AYES:</b>	<b>2,303 votes</b>
<b>NOES:</b>	<b>0 votes</b>
<b>ABSENT:</b>	<b>387 votes (Malaney)</b>
<b>VACANT:</b>	<b>153 votes (Willsboro)</b>

**RESOLUTION AWARDING ARCHITECTURAL, MECHANICAL  
AND ELECTRICAL ENGINEERING SERVICES CONTRACT TO  
AES NORTHEAST**

The following resolution was offered by Supervisor Morrow, 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**, on May 19, 2002, Essex County solicited Requests for Proposals for architecture, mechanical and electrical engineering services to be provided to the Essex County Department of Public Works and the County of Essex; and

**WHEREAS**, it was determined by the Essex County Purchasing Department that AES Northeast was the most qualified proposer.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby awards a contract for architecture, mechanical and electrical engineering services for the County of Essex and the Essex County Department of Public Works to AES Northeast for a one year term with an option to renew for two additional one year terms upon mutual consent. Subject to the terms and conditions of the Proposal and the approval of the County Attorney, which monies are to come from budgeted funds.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION TO APPLY TO THE NYS OFFICE OF PARKS AND  
RECREATION AND HISTORIC PRESERVATION FOR  
REHABILITATION OF THE UPPER BRIDGE IN THE TOWN OF  
CHESTERFIELD IN THE AMOUNT OF \$400,000**

The following resolution was offered by Supervisor Morrow, 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.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes application to the NYS Office of Parks and Recreation and Historic Preservation for rehabilitation of the Upper Bridge in the Town of Chesterfield in the amount of \$400,000.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING A CHANGE ORDER TO  
CONTRACT NUMBER DPW-10-0061 WITH RIZNICK  
CONSTRUCTION COMPANY FOR THE AMOUNT OF \$12,645.16  
FOR DELAYS DUE TO THE RELOCATION OF UTILITIES FOR  
STONE STREET BRIDGE IN THE TOWN OF MORIAH**

The following resolution was offered by Supervisor Scozzafava, 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.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes a change order to Contract Number DPW-10-0061 with Riznick Construction Company for the amount of \$12,645.16 for delays due to the relocation of utilities for Stone Street Bridge in the Town of Moriah, which funds are to come from the current Bridge Bond.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**



**RESOLUTION TO EXTEND CONTRACT MISC-10-0027A WITH  
VMJR COMPANIES, LLC FOR COURTHOUSE RENOVATIONS  
TO AUGUST 1, 2010**

The following resolution was offered by Supervisor Morency, 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.

***BE IT RESOLVED***, that the Essex County Board of Supervisors hereby authorizes the extension of Contract MISC-10-0027A with VMJR Companies, LLC for Courthouse Renovations to August 1, 2010.

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

<b>AYES:</b>	<b>2,303 votes</b>
<b>NOES:</b>	<b>0 votes</b>
<b>ABSENT:</b>	<b>387 votes (Malaney)</b>
<b>VACANT:</b>	<b>153 votes (Willsboro)</b>

**RESOLUTION AUTHORIZING A CONTRACT WITH ALCATEL  
LUCENT FOR PATH SURVEYS FOR ADDITIONAL SITES ADDED  
TO THE RADIO PROJECT IN THE AMOUNT OF \$21,813.00 WITH  
SAID FUNDS TO COME FROM THE RADIO PROJECT BOND**

The following resolution was offered by Supervisor Morrow, 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.

***BE IT RESOLVED***, that the Essex County Board of Supervisors hereby authorizes a Contract with Alcatel Lucent for path surveys for additional sites added to the Radio Project in the amount of \$21,813.00 with said funds to come from the Radio Project Bond.

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**RESOLUTION AUTHORIZING AND DIRECTING THE COUNTY  
MANAGER, PERSONNEL OFFICER, ACTING PUBLIC HEALTH  
DIRECTOR, HUMAN SERVICES COMMITTEE CHAIRMAN,  
PERSONNEL COMMITTEE CHAIRMAN AND COUNTY  
ATTORNEY TO PARTICIPATE IN A JOINT STUDY WITH  
FRANKLIN COUNTY TO DETERMINE THE FEASIBILITY OF THE  
COUNTIES ESTABLISHING A JOINT POSITION OF A SHARED  
PUBLIC HEALTH DIRECTOR**

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.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes and directs the County Manager, Personnel Officer, Acting Director of Public Health, Human Services Committee Chairman, Personnel Committee Chairman and County Attorney to participate in a joint study with Franklin County to determine the feasibility of establishing a joint position of a shared Public Health Director to oversee the administrative responsibilities of each County's Public Health Department and to provide a report and recommendation to the Board for any future action determined necessary by such study.

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

**RESOLUTION AUTHORIZING TO CHANGE THE HOURS OF  
WORK FOR THE REPUBLICAN AND DEMOCRATIC  
COMMISSIONERS OF THE BOARD OF ELECTIONS, FROM  
PART-TIME TO FULL-TIME FOR THE PERIOD  
JULY 1, 2010 UNTIL DECEMBER 1, 2010, WITH SUCH FUNDS  
TO COME FROM CONTINGENCY ACCOUNT**

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**, it has come to the attention of this Board that because of the new HAVA regulations and the increased amount of work which will be needed to prepare Essex County for the upcoming elections, it is necessary that both of the Commissioners of the Board of Elections will need to extend their hours of work from part-time to full-time for the period July 1, 2010 until December 1, 2010.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the change of the hours for both Republican and Democratic Commissioners of the Board of Elections from part-time to full-time for the period July 1, 2010 until December 1, 2010, with this full-time work to be compensated based upon a prorated amount of their present salaries with such funds in the amount of \$27,873.00 to come from Contingency Account 19904-5487 into Board of Elections Accounts as follows:

<b>Account No.</b>	<b>Account Name</b>	<b>Amount</b>
14501-5110	Regular Wages	\$23,472.00
14508-5810	Retirement	2,605.40
14508-5820	Social Security	1,795.60
		<u>\$27,873.00</u>

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

**AYES: 2,197 votes**  
**NOES: 106 votes (Merrihew)**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

<b>BUDGET IMPACT STATEMENT:</b>	
Contingent Account Balance as of 6/7/10:	\$311,898.08
Reduction Impact of this resolution:	\$ 27,873.00
<b>FY2010 Contingent Account Balance:</b>	<b>\$284,025.08</b>

**RESOLUTION AUTHORIZING THE BOARD OF ELECTIONS  
TO PURCHASE PRIVACY BOOTHS/CURTAIN AT A COST NOT  
TO EXCEED \$28,000.000, 95% TO BE PAID FROM HAVA  
FUNDS AND 5% TO BE PAID FROM BUDGETED FUNDS**

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 authorizes the Board of Elections to purchase privacy booths/curtains at a cost not to exceed \$28,000.00, to be paid 95% or \$26,600.00 from HAVA funds and 5% or \$1,400.00 to come from budgeted funds.

**REVENUE**

<b>Account No.</b>	<b>Account Name</b>	<b>Amount</b>
1450-44391	Federal Aid HAVA Allotment	\$26,600.00

**APPROPRIATIONS**

<b>Account No.</b>	<b>Account Name</b>	<b>Amount</b>
14504-5410HAVA	HAVA Equipment	\$28,000.00

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

**AYES: 2,303 votes**  
**NOES: 0 votes**  
**ABSENT: 387 votes (Malaney)**  
**VACANT: 153 votes (Willsboro)**

**Resolution No. 239**

**July 6, 2010**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING  
AGENT TO GO TO BID AND AWARD FOR A TIMBER SALE IN  
THE TOWN OF LEWIS**

The following resolution was offered by Supervisor Preston, 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 the County Purchasing Agent to go to bid and award for a timber sale at Thrall Dam Park, Route 9, Town of Lewis, as a second cutting.

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

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
WILLIAM S. MURDOCK**

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**, William S. Murdock of Witherbee, New York passed away on July 3, 2010; and

**WHEREAS**, William S. Murdock was born in Mineville, New York on November 9, 1939, the son of Stewart and Agnes Murdock; and

**WHEREAS**, William S. Murdock served his Country from 1959 until 1962 and was a lifelong member of the Mineville VFW Post 5802; and

**WHEREAS**, William S. Murdock was employed by Republic Steel until its official closure and worked at B.F. Goodrich in Vermont until his retirement; and

**WHEREAS**, William S. Murdock was predeceased by his wife, Susanne Murdock; his daughter Loni Orr; his father, Stewart Murdock; his mother and stepfather, Agnes and William Smith; and his mother-in-law and father-in-law, Rita and Sam Trapasso; and

**WHEREAS**, William S. Murdock is survived by his companion, Ruthie Simpson; his daughters Gina Catanzarita, Julie Garcia and Linell Decker; his sons, Donald Murdock and Ronald Murdock; his son-in-law, William Orr; his grandchildren, Chelsea, Addison, Darian, Cassie, Brittney, Kristen and Kaycee; and

**WHEREAS**, William S. Murdock is the father of former Essex County District Attorney, Julie Garcia, Esq.; and

**WHEREAS**, William S. Murdock was a loving son, father, grandfather 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 and most sincere sympathy and condolences to the family of William S. Murdock; 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 Murdock family.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING A CONTINUING AGREEMENT  
WITH THE NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION FOR SECTION 5311 OPERATING  
ASSISTANCE FUNDS AND THE SUBMISSION OF THE  
ANNUAL GRANT APPLICATION FOR THOSE FUNDS TO  
PROGRESS AND COMPLETE THE PROJECT FOR THE 2009  
AND 2010 FISCAL YEARS**

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.

**WHEREAS**, Essex County has submitted a request for a grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, for a project to provide public mass transportation service for Public Transit and Transportation Coordination for the 2009-2010 fiscal years; and

**WHEREAS**, Essex County and the State of New York have entered into a continuing agreement which authorizes the undertaking of the Project and payment of the Federal Share.

**BE IT RESOLVED**, that the Chairman of the Board of Supervisors and/or its County Manager is hereby authorized to act on behalf of Essex County to sign the application and progress and complete the above project; and

**BE IT FURTHER RESOLVED**, that the Chairman of the Essex County Board of Supervisors and/or its County Manager are hereby authorized to act on behalf of Essex County to sign any contracts or agreements between Essex County and any Third Party Subcontractor necessary to complete this public transportation project, subject to approval of the County Attorney.

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