

**Resolution No. 204**

**August 1, 2016**  
**Regular Board Meeting**

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

The following resolution was offered by Supervisor Harrington, 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 accepts, adopts and/or places on file the following:

**From the Human Services Committee:**

1. Accepting and placing on file the 2015 Public Health Annual Report.

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

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR  
VARIOUS DEPARTMENTS**

The following resolution was offered by Supervisor Scozzafava, 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 2016 Essex County Budget as follows:

**From Public Safety Committee:**

1. From the Sheriff's Department to increase revenues and appropriations in the amount of \$30,000.00, carryover from 2014 State Law Enforcement Terrorism Prevention Program grant, as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
3110 44964	LSETPP	\$30,000.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Account Name</u></b>	<b><u>Amount</u></b>
31102 5200HOME	Homeland Security	\$30,000.00

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**RESOLUTION AUTHORIZING THE SHERIFF'S DEPARTMENT  
TO PURCHASE TWO LICENSE PLATE READERS, EVIDENCE  
COLLECTION EQUIPMENT AND HAND-HELD CAMERAS IN  
AN AMOUNT NOT TO EXCEED \$30,000.00, FROM BUDGETED  
FUNDS**

The following resolution was offered by Supervisor Monty, 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 authorizes the purchase of a two license plate readers, evidence collection equipment and hand-held cameras in the Sheriff's Department, in an amount not to exceed \$30,000.00, from budgeted funds (Account No. 31102 5200HOME); and

**BE IT FURTHER RESOLVED**, that this Board further authorizes the Chairman and/or County Manager to execute the same.

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**Resolution No. 207**

**TABLED**

**August  
1, 2016  
Regular Board Meeting**

**RESOLUTION INTRODUCING PROPOSED  
LOCAL LAW NO. 2 OF 2016**

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby introduces proposed Local Law No. 2 of 2016, a local law regulating the outdoor restraint of dogs for Essex County, as follows:

**"ESSEX COUNTY LOCAL LAW NO. 2 OF 2016"**

A local law regulating the outdoor restraint of dogs for the County of Essex.

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

**Section 1. Title.**

This local law shall be known and cited as "Essex County Local Law No. 2 of 2016 - A Local Law Regulating the Outdoor Restraint of Dogs for the County of Essex."

**Section 2. Enactment.**

This local law is adopted pursuant to the authority granted the County of Essex pursuant to Section 10 of the Municipal Home Rule Law of the State of New York.

**Section 3. Purpose.**

By adoption of this local law, the County of Essex declares its intent to regulate and control the outdoor confinement of dogs restrained or kept on property located within the County. The Essex County Board of Supervisors has determined that the practice of tethering or fastening a dog out of doors for a prolonged period to a stationary object, including but not limited to a structure, pole, or tree is inhumane and presents a threat to the safety and well-being of the dog. Dogs tethered to a fixed point are also more likely to become aggressive and present a threat to human beings as well as other animals. Tethers, chains and other restraints can also injure dogs, as the restraint may tangle or catch on other objects.

The Board is aware that animals tied to a stationary object outside for extended periods of time are also frequently the victims of other forms of neglect including insufficient food and/or water, or inadequate shelter.. Furthermore, dogs confined for long periods of time

often vocalize to signal their distress and thereby disrupt the peace and quiet of the community.

While tethering a dog to an overhead pulley or trolly system may provide some increased freedom of movement, dogs confined in this manner are subjected to the same threats to their wellbeing and present a similar threat to human beings or other animals in the event they break through their restraints or are approached. Notwithstanding the fact that the Board recognizes this form of restraint as slightly preferable to tethering a dog to a stationary object, long term confinement of a dog to a running line or pulley system still poses significant risks to the welfare of the dog being restrained is also considered to be inhumane and unacceptable.

Therefore, this Board finds that it is in the best interest of the residents of Essex County, as well as their dogs to ensure the safety of all by regulating the manner in which a dog may be restrained outdoors.

#### ***Section 4. Definitions.***

As used in this local law, the following terms shall have the meanings indicated:

a. "Tether" shall mean to restrain a dog by attaching the dog to any stationary object, or structure, including without limitation, a house, building, tree, fence, post, garage, shed, stake, lawn spike or any fixed point whatsoever, by any means, including without limitation, a chain, rope, cord, leash, overhead dog run, or trolley system. Tethering does not include the use of a leash while walking a dog.

b. "Person" shall mean any individual, firm, partnership, corporation, company, society, association or any organized group of persons whether incorporated or not.

c. "Owner" shall mean any person who harbors or keeps any dog. In the event any dog involved in this local law shall be owned by a person under eighteen years of age, the owner shall be deemed to be the parent or guardian of such person (or the head of the household in which said person resides). This shall also include any agent, representative or person responsible for the care and welfare of any dog.

d. "Harbor" means to provide food, water, shelter, care or to be responsible for any dog.

e. "Weather alert" shall mean a National Weather Service warning for heat advisory, frigid weather, snow or ice storm, tornados, tropical storms, high winds, thunderstorms or other adverse weather conditions.

f. "Dog" shall mean any male or female, licensed or unlicensed member of the species *canis familiaris* (companion animals).

g. "County" means the area within the jurisdictional limits of the County of Essex and shall apply to all those areas of the County of Essex.

h. "Dog enclosure" shall mean an enclosure, fence, pen, invisible fence, or electric fence

which is used to completely contain a dog and allows complete freedom of movement therein within an area which must be at least 150 square feet.

i. "Overhead dog run" or "trolley system" shall mean any overhead system created for the purpose of restraining a dog outdoors by means of a pulley system or trolley system which allows the dog freedom of movement up and down a fixed line. This does not include fixed point attachment.

j. "Fixed point" shall mean attachment to a stationary object or structure, including without limitation, a house, building, tree, fence, post, garage, shed, stake, or lawn spike or any other fixed point whatsoever.

### ***Section 5. Prohibitions.***

A. It shall be unlawful for any person, owner, agent or responsible person to tether, leash, fasten, secure, restrain, chain, confine or tie a dog to any stationary object outdoors or cause such dog to be confined in a manner that:

1. Endangers such dog's health, safety or wellbeing;
2. Restricts such dog's access to suitable and sufficient food and water;
3. Does not provide such dog with shelter appropriate to its breed, physical condition, size and the climate as defined by Section 353-b of the New York State Agriculture and Markets Law; or
4. Unreasonably limits the movement of such dog because it is too short for the dog to move around or for the dog to urinate or defecate in a separate area from the area in which it must eat, drink or lie down.

B. Notwithstanding the provisions of Section A of this section:

1. A dog shall not be tethered or restrained to a fixed point for more than four (4) hours at any time in any eight (8) hour period provided its owner, agent or responsible party is actually physically present with the dog.
2. No dog shall be tethered or restrained to a fixed point for a period of up to one (1) hour where the owner, agent or responsible party is not physically present with the dog but is within their residence, on their property or within visual sight of the dog.
3. No dog may be left tethered to a fixed point, attached to an overhead dog run, or trolley system or placed in a dog enclosure unattended on vacant or abandoned property.
4. No dog may be tethered to an overhead dog run or trolley system or confined in

a dog enclosure for a period of time exceeding ten (10) hours. Dogs may be tethered to an overhead dog run or trolley system or confined in a dog enclosure while the owner, agent or responsible party is not present at their residence provided there is compliance with this local law.

5. Under no circumstances may the dog be left tethered to a fixed point while the owner, agent or responsible party is not on the premises.

6. No Dogs shall be confined to a dog enclosure, overhead dog run, fixed point or trolley system or any other outdoor enclosure between the hours of 10PM and 6AM except dogs that meet one of the following criteria:

(1) hunting dogs actively engaged in lawful hunting activities

(2) livestock guardians used in shepherding or herding livestock

(3) in accordance with regulations of any campground or recreational area, provided those regulations are more stringent than the regulations contained in this local law.

#### C. Specifications for tethering restraints and enclosures

1. A dog shall not be tethered to a fixed point, running line, pulley or trolley system or any other system by means of a choke, chain or pinch collar. Dogs shall be tethered to such system by collars made of nylon, leather or other durable non-metallic material and must be fitted so as not to cause injury to the animal or embed itself in the animal's neck.

2. All tether systems must be of appropriate configuration to prevent the tether from extending over an object or an edge that could result in injury or strangulation of the dog, and to prevent the tether from becoming entangled with other objects or animals. All tether systems must be at least 15 feet in length.

3. Any tether, running line or lead line must have sufficient slack to allow a dog to comfortably lie down and perform normal postural movements;

4. Cable or tether may not exceed more than 10% of dog's bodyweight.

5. Any pulley or trolley system must be at least 15 feet in length, mounted at least 4 feet, but no more than 7 feet off the ground, with a swivel on both ends.

6. Dog enclosures, dog runs, fences, pens and other outdoor enclosures, must meet the following restrictions:

a. Any dog confined within a dog enclosure must have an adequate space for exercise based on a dimension of at least 150 square feet per dog;

b. Dog enclosures shall be constructed of chain link or other secure fencing

materials with all four sides enclosed. The enclosure shall be of sufficient height to prevent the dog from escaping from such enclosure;

c. Dogs however confined must have access to adequate food and must have continuous access to water and continuous access to shelter at all times, and, in addition, as set forth in Section 353 of the NYS Agriculture and Markets Law.

d. Crates and kennels used for the purpose of temporarily confining or transporting hunting dogs, sled dogs or livestock dogs shall be constructed and sized to provide sufficient space to allow each dog to make normal postural and social adjustments with adequate freedom of movement to maintain physical conditioning. Dogs should be able to sit, stand, turn and lie without obstruction. Adequate space for food and water containers must be provided.

### ***Section 6. Extreme Weather Conditions.***

No dog shall be left outdoors during extreme weather conditions such as snow or ice storms, thunderstorms or during extreme cold or heat or during a “weather alert.”

### ***Section 7. Enforcement.***

This local law shall be enforced by the Office of the Essex County Sheriff and may also be enforced by an police officer, local dog control or animal control officer, New York State Police, New York State humane law officer or investigator within the jurisdiction of Essex County or by any other person or entity designated by resolution by the Essex County Board of Supervisors. Said persons shall have the authority to enforce the provisions of this local law and to issue appearance tickets, obtain supporting depositions and prepare and submit criminal and civil complaints to a court of competent jurisdiction.

Prosecution of violations hereunder shall be conducted by the Essex County District Attorney’s Office or any other entity designated by Essex County.

The enforcement officer shall be responsible for the administration and enforcement of this local law and shall act upon any written complaint, or his observation, of an alleged or possible violation of this local law. Any appearance ticket or criminal complaint and supporting deposition for a violation of this local law shall be administered pursuant to the New York State Criminal Procedure Law and shall be heard in a court of competent jurisdiction.

### ***Section 8. Violations and Penalties.***

A. Any owner, agent, representative or person in control of a dog who violates this local law shall be guilty of a violation as defined by Section 55.10 of the Penal Law of the State of New York and shall be liable for a fine of not more than two hundred fifty dollars (\$250.00) or imprisonment for not more than fifteen (15) days, or both.



B. For a second offense, the fine may be up to five hundred (\$500.00) or imprisonment for not more than fifteen (15) days, or both.

C. For a third subsequent violation, the fine shall be one thousand (\$1,000.00) and/or imprisonment for not more than fifteen (15) days, or both, plus surrender of the dog, if ordered by the court, and costs of investigation and prosecution. In addition, all third time offenders, subsequent to the enactment of this local law are required to register as animal abusers at such times that an animal abuse registry is lawfully established.

D. In lieu of or in addition to any other penalty provided for herein, any person violating this local law shall be subject to a civil penalty enforceable and collectable by the County in the amount of two hundred fifty dollars (\$250.00) for a first offense, five hundred dollars (\$500.00) for a second offense, and one thousand dollars(\$1,000.00) for a third offense. Such penalty shall be collected by and in the name of the County.

E. In addition to the above mentioned penalties and punishment, Essex County may also maintain an action or proceeding in the name of the County in a court of competent jurisdiction to compel compliance with or to restrain by injunction any violation of this local law.

F. Any enforcement officer as herein described or as designated by the Board of Supervisors shall be and hereby are authorized to issue and serve appearance tickets pursuant to Criminal Procedure Law Section 150.20(3) with respect to any violation of this law to any person whom they have reason to believe has violated this law, and shall cause such person to appear before a court of competent jurisdiction. The County reserves the authority to designate additional or substitute enforcement officers at its discretion.

G. Any person may file a complaint with an enforcement officer that a violation of this local law has taken place. The enforcement officer shall promptly record and investigate any such complaint and obtain the necessary supporting depositions. The enforcement officer shall submit the criminal or civil complaint and supporting depositions to a court of competent jurisdiction.

H. All fines collected pursuant to this local law shall be the sole property of Essex County, identified with a separate ledger account number in the Sheriff's budget and shall be used for animal protection education, enforcement and/or for the maintenance of an animal abuse registry as may be lawfully established.

### ***Section 9. Obstruction of Governmental Administration.***

No person shall hinder, resist, or oppose the enforcement officer or peace officer when acting pursuant to their duties under this local law or any other persons authorized to administer and enforce the provisions of this law in the performance of their duties. Any person hindering, resisting or opposing these officers shall be prosecuted pursuant to Penal Law Section 195.05, Obstructing Governmental Administration in the second degree.

### ***Section 10. Exceptions.***



**RESOLUTION AUTHORIZING A CONTRACT AMENDMENT WITH  
SCHODER RIVERS ASSOCIATES FOR FINAL DESIGN AND  
CONSTRUCTION PHASE SERVICES AS IT RELATES TO  
HAZELTON ROAD CULVERT REPLACEMENT PROJECT, HULLS  
FALLS ROAD RECONSTRUCTION PROJECT, IN THE TOWN OF  
WILMINGTON, IN AN AMOUNT NOT TO EXCEED \$9,500.00,  
FROM THE NATURE CONSERVANCY AND CHIPS FUNDS, AND  
AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY  
MANAGER TO EXECUTE THE SAME**

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

Upon the recommendation of the DPW 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 a contract amendment with Schoder Rivers Associates for final design and construction phase services as it relates to the Hazelton Road culvert project in the Town of Wilmington, in an amount not to exceed \$9,500.00, from The Nature Conservancy funds and CHIPs funds; and

**BE IT FURTHER RESOLVED**, that the County Chairman or County Manager are hereby authorized to execute a contract amendment with respect to the above project.

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**RESOLUTION AUTHORIZING THE PURCHASE OF WEAR  
PARTS ON THE SANITARY SEWER SOLIDS HANDLING UNIT  
AT THE PUBLIC SAFETY BUILDING FROM LAKESIDE  
EQUIPMENT CORPORATION, A SOLE SOURCE, IN AN  
AMOUNT NOT TO EXCEED \$6,334.00, FROM BUDGETED  
FUNDS**

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

Upon the recommendation of the DPW 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 wear parts on the sanitary sewer solids handling unit at the Public Safety Building from Lakeside Equipment Corporation, a sole source provider, in an amount not to exceed \$6,334.00, from budgeted funds; and

**BE IT FURTHER RESOLVED**, that this is a sole source contract and the Chairman or County Manager are hereby authorized to execute the same.

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
WILLIAM HENRY THOMPSON**

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

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

**WHEREAS**, William Henry Thompson of Willsboro, New York passed away on July 15, 2016; and

**WHEREAS**, William Henry Thompson was born in Willsboro, New York on June 22, 1927, the son of Friend and Helen (Foran) Thompson; and

**WHEREAS**, at 17 years old, William Henry Thompson enlisted in the United States Navy in 1944, and served in the Pacific during World War II; and

**WHEREAS**, after discharge from the Navy, William Henry Thompson moved to Yonkers, New York where he met is wife, Lois Fitzgerald; and

**WHEREAS**, William Henry Thompson received his high school diploma from Willsboro Central School and became a skilled carpenter after completing the required seven year apprenticeship and built his home in Yonkers and his “camp” in Buena Vista Park on Willsboro Point; he was a scheduler/planner for Ciba-Geigy Corporation and retired after 27 years of employment; and

**WHEREAS**, William Henry Thompson was a lifetime member of VFW Post 1666 in Yonkers, New York; was passionate about dancing and attended Arthur Murray Dance School; and loved to reflect by or on Lake Champlain; and

**WHEREAS**, William Henry Thompson’s greatest passion and success was his family. He and was very proud of the large family that he and his wife had and enjoyed the camp in Willsboro, which became a permanent home upon his retirement and was fondly known as “Mayor” of Buena Vista Park; and

**WHEREAS**, William Henry Thompson was a lover of Adirondack outdoor sports , especially hunting and fishing; and

**WHEREAS**, William Henry Thompson is survived by his wife of 62 years, Lois (Fitzgerald) Thompson and seven children, Lois Ann Sayward (George), William H. Thompson, Jr., Thomas Thompson (Alithe), Mary Jane Seibert (Mark), John J. Thompson, Judith Guilbo (William) and Ellen Thompson; and

**WHEREAS**, William Henry Thompson is also survived by 11 grandchildren; Jennifer Leibeck (James), Nicole Beckwith (Dale), Peter Sayward (Jolene), William H. Thompson, III (Vanessa), Bridget Thompson, Erica Cotraccia, Tyler Thompson, Ali Thompson, Andrea Guilbo, Katie Guilbo and Christina Guilbo; 10 great grandchildren, Stephen Leibeck, Ethan Leibeck, Carson Leibeck, Ava Leibeck, Garrett Beckwith, Quinton Beckwith, Lucas Sayward, Kevin Sayward, Anna Thompson and Gianna Cotraccia; and two sisters, Luella Carr and Grace DiMase; and

**WHEREAS**, William Henry Thompson was a loving son, husband, father, grandfather, great grandfather, brother, uncle and friend who will be sorely missed but never forgotten.

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

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING 911 DATA COLLECTORS IN  
THE EMERGENCY SERVICES DEPARTMENT TRAINING FOR  
911 DISPATCH AND FURTHER AUTHORIZING ANY  
OVERTIME THAT MAY RESULT**

The following resolution was offered by Supervisor Gardner, 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**, due to a shortage of 911 Dispatchers in the Emergency Services Department, it has become necessary to train 911 Data Collectors as 911 Dispatchers to fill in for these positions.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes Emergency Services to provide training of 911 Data Collectors as 911 Dispatchers; and

**BE IT FURTHER RESOLVED**, that any overtime, as a result of this training, is further authorized by this Board.

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**Resolution No. 212**

**August 1, 2016**  
**Regular Board Meeting**

**RESOLUTION SETTING THE DATE FOR A PUBLIC HEARING ON  
THE PROPOSED 2016-17 NORTH COUNTRY COMMUNITY  
COLLEGE BUDGET TO BE HELD ON  
AUGUST 1, 2016, AT 9:30 A.M.**

The following resolution was offered by Supervisor Scozzafava, 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 a Public Hearing to be held on Monday, August 1, 2016, at 9:30 a.m. on the proposed 2016-17 North Country Community College Budget.

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



**RESOLUTION OF RECOGNITION AND CONGRATULATIONS TO  
THOMAS J. GARCIA  
FROM NORTH HUDSON, NEW YORK ON ACHIEVING  
THE RANK OF EAGLE SCOUT**

The following resolution was offered by Supervisor Moore, 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**, Thomas J. Garcia is a resident of North Hudson, New York and a member of Boy Scout Troop #6037 of Schroon Lake; and

**WHEREAS**, Thomas J. Garcia is entitled to receive Scouting's highest honor, the rank of Eagle Scout; and

**WHEREAS**, the Eagle Scout recipient must prove his love for God, his dedication to Country and concern for his fellow human beings; and

**WHEREAS**, to earn the rank of Eagle Scout you must earn a total of at least 21 badges, 12 of which are Eagle Merit Badges, spend 6 months as a youth leader in your troop demonstrating leadership and do service projects that benefits your community, school or church; and

**WHEREAS**, being an Eagle Scout requires the scout to master scouting skills, outdoor knowledge, leadership services and practice citizenship & ethical behavior of the highest order; and

**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 Thomas J. Garcia on a job well-done and for all of 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 this Board of Supervisors, with a suitably embossed copy thereof to be forwarded to Thomas J. Garcia.

This resolution was unanimously seconded and adopted.

**Resolution No. 214**

**August 1, 2016  
Regular Board Meeting**

**RESOLUTION AUTHORIZING A PAYMENT FOR MILEAGE  
REIMBURSEMENT TO LENNY TURBINI, INFORMATION SYSTEMS, IN  
THE AMOUNT OF \$82.08,  
FOR THE PERIOD MAY 3, 2016 THROUGH MAY 25, 2016**

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 payment for mileage reimbursement to Lenny Turbini, Information Systems, in the amount of \$82.08, for the period May 3, 2016 through May 25, 2016.

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
GEORGE ARTHUR VANDERHOOF**

The following resolution was offered by Supervisors Merrihew, Tyler and Scozzafava, 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**, George Arthur Vanderhoof of Elizabethtown, New York passed away on July 15, 2016; and

**WHEREAS**, George Arthur Vanderhoof was born in Port Henry, New York on December 19, 1931, son of LeRoy and Margaret (Brooks) Vanderhoof; and

**WHEREAS**, George Arthur Vanderhoof was an avid hunter, fisherman, golfer and bowler; and

**WHEREAS**, George Arthur Vanderhoof enjoyed spending the Winter in Florida and liked attending the races in Saratoga during the Summer; and

**WHEREAS**, George Arthur Vanderhoof is survived by his wife, Maria Vanderhoof; his daughter, Cheryl Mauran and her husband, Irving, step-children, Linda Wolf and her partner, Eric Moquin and Robert Wolf and his wife, Patti; and

**WHEREAS**, George Arthur Vanderhoof is also survived by seven grandchildren, Elizabeth, Mea, Howard, Irving, Maria, Erika and Amanda; several great-grandchildren, his sister, Sara Carr and sister-in-law, Helen Vanderhoof; several nieces and nephews; and

**WHEREAS**, George Arthur Vanderhoof was the beloved step-father to Linda Wolf, the Essex County Purchasing Agent; and

**WHEREAS**, George Arthur Vanderhoof was a loving son, husband, father, step-father, grandfather, great grandfather, brother, brother-in-law, uncle and friend who will be sorely missed but never forgotten.

**BE IT RESOLVED**, that the Essex County Board of Supervisors, Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolences to the family of George Arthur Vanderhoof; 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 Vanderhoof family.

This resolution was unanimously seconded and adopted.

**RESOLUTION URGING NEW YORK STATE TO RELEASE TO  
COUNTIES \$500 MILLION IN FUNDING FOR BROADBAND USE**

The following resolution was offered by Supervisor Giordano, 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**, Governor Andrew M. Cuomo announced the launch of the New NY Broadband Program's Consolidated Funding Application Portal and is now accepting applications for the Request for Proposals; and

**WHEREAS**, the \$500 million program, which provides funding for high-speed internet access to unserved and underserved areas across the state, is the largest and most ambitious state investment in broadband in the nation; and

**WHEREAS**, Access to high-speed internet is essential for engaging in the 21<sup>st</sup> century economy, but the broadband gap is leaving far too many New Yorkers behind and through this unprecedented investment, expanding reliable internet access in underserved areas, helping businesses become more competitive, and making broadband available in every corner of New York and it is encouraged that all eligible applicants to apply and take advantage of this new opportunity; and

**WHEREAS**, Broadband has become a central component of economic growth and innovation and The New NY Broadband Program is inclusive and will create a more interconnected Empire State and to ensure that every New Yorker, and every small business, has the internet access they need to reach their goals; and

**WHEREAS**, The New NY Broadband Program is designed to ensure that every New Yorker has access to high-speed internet by 2018. The PSC order approving the merger of Time Warner Cable and Charter Communications, together with the New NY Broadband initiative, will significantly increase broadband availability for millions of New Yorkers across the state.

Central components of the Program include:

1. New access to broadband at speeds of at least 100 Mbps; 25 Mbps in the most remote areas of the state.
2. Public-private partnership with a 50 percent match in private sector investment targeted across the program.
3. High priority for unserved areas and projects that most improve broadband Internet access in underserved areas, including libraries and educational opportunity centers.

4. Applications will be chosen through a “reverse-auction” process, which will award funding to bidders seeking the lowest state investment.
5. Auctions to be held within each Regional Economic Development Council region to ensure statewide allocations of funding.

**WHEREAS**, Broadband is an essential component for creating and sustaining economic opportunity throughout New York State, by connecting businesses with consumers and markets around the globe. While New York’s broadband landscape has seen substantial improvements over the past four years, many households are still unable to fully access it.

**BE IT RESOLVED** that the Essex County Board of Supervisors urges New York State to release to the Counties \$500 million in funding for broadband use; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to: Gov. Andrew Cuomo, Senator Elizabeth O’C. Little, and Assemblyman Dan Stec

This resolution was unanimously seconded and duly adopted.

**RESOLUTION APPROVING THE 2016-2017 NORTH COUNTRY  
COMMUNITY COLLEGE OPERATING BUDGET IN THE AMOUNT  
OF \$12,869,659.00 AUTHORIZING THE APPROPRIATION OF  
\$1,240,000.00 IN THE 2017 ESSEX COUNTY BUDGET AS ESSEX  
COUNTY'S SPONSOR SHARE (\$1,190,000.00 OPERATING AND  
\$50,000.00 CAPITAL FUND ACCOUNT)**

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

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

**WHEREAS**, North Country Community College has filed its tentative operating and capital budgets for the 2016-2017 year with the Clerk of this Board; and

**WHEREAS**, the tentative operating budget is in the total amount of \$12,869,659.00, and seeks a sponsor contribution from Essex County in the amount of \$1,240,000.00; and

**WHEREAS**, the tentative budget is in the amount of \$1,190,000.00 operating and \$50,000.00 capital fund account; and

**WHEREAS**, on August 1, 2016, this Board of Supervisors, pursuant to due notice, conducted a public hearing on the tentative operating and capital budgets.

**BE IT RESOLVED** that the Essex County Board of Supervisors, after due consideration, hereby approves the 2016-2017 North Country Community College operating budget in the total amount of \$12,869,659.00, and authorizes the appropriation of \$1,190,000.00 in the 2017 Essex County Budget as Essex County's share of the sponsor-paid portion of such budget to be allocated therein; and

**BE IT FURTHER RESOLVED** that the Essex County Board of Supervisors, after due consideration, hereby approves the 2016-2017 North Country Community College capital budget in the total amount of \$100,000.00 and authorizes the expenditure of \$50,000.00 from the 2017 Essex County Budget as Essex County's share of the sponsor-paid portion of such budget to be allocated therein.

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**RESOLUTION AUTHORIZING NORTH COUNTRY COMMUNITY  
COLLEGE TO ESTABLISH A CAPITAL PROJECT AND OBTAIN  
50% STATE REIMBURSEMENT**

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

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

**WHEREAS**, New York State requires a Sponsor resolution to initiate community college capital projects; and

**WHEREAS**, North Country Community College has identified a capital project in the amount of \$429,000.00 (State + Local) for Critical Maintenance and Infrastructure; and

**WHEREAS**, Essex County, as sponsor of North Country Community College may accept funds other than county funds as its match for state capital funds; and

**WHEREAS**, Essex County will use capital chargebacks for the local share of project costs; and

**WHEREAS**, NY Education Law §6310, Section 10 permits Essex County to apply for matching funds through SUNY for the New York State share of eligible capital projects.

**NOW THEREFORE BE IT RESOLVED**, that the Essex County Board of Supervisors hereby adopts this resolution and authorizes North Country Community College to initiate a capital project in order to request reimbursement up to 50% of eligible project costs up to \$214,500 (50% State share) from the State of New York through the Dormitory Authority of the State of New York or directly from the State of New York dependent on the State appropriation backing the project; and

**BE IT FURTHER RESOLVED**, that no funds from the County's General Fund should be committed for this purpose.

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

**AYES: 2753 votes**  
**NOES: 0 votes**  
**ABSENT: 168 votes (Marnell, Miga)**

**RESOLUTION OF RECOGNITION AND CONGRATULATIONS TO  
JOSEPH J. FOOTE, JR.  
FROM THE TOWN OF SCHROON, NEW YORK ON ACHIEVING  
THE RANK OF EAGLE SCOUT**

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

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

**WHEREAS**, Joseph J. Foote, Jr., is a resident of the Town of Schroon, New York and a member of Schroon Lake Boy Scout Troop #6037; and

**WHEREAS**, Joseph J. Foote, Jr. is entitled to receive Scouting's highest honor, the rank of Eagle Scout; and

**WHEREAS**, the Eagle Scout recipient must prove his love for God, his dedication to Country and concern for his fellow human beings; and

**WHEREAS**, to earn the rank of Eagle Scout you must earn a total of at least 21 badges, 12 of which are Eagle Merit Badges, spend 6 months as a youth leader in your troop demonstrating leadership and do service projects that benefits your community, school or church; and

**WHEREAS**, being an Eagle Scout requires the scout to master scouting skills, outdoor knowledge, leadership services and practice citizenship & ethical behavior of the highest order; and

**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 Joseph J. Foote, Jr. on a job well-done and for all of 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 this Board of Supervisors, with a suitably embossed copy thereof to be forwarded to Joseph J. Foote, Jr..

This resolution was unanimously seconded and adopted.



**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
DONALD "DONNIE" A. PULSIFER**

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

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

**WHEREAS**, Donald A. Pulsifer of Elizabethtown, New York passed away on July 26, 2016, with his family by his side; and

**WHEREAS**, Donald "Donnie" A. Pulsifer was born in Plattsburgh, New York on January 29, 1954, the son of Donald and Agnes (Joy) Pulsifer; and

**WHEREAS**, Donald "Donnie" A. Pulsifer worked for the Essex County Department of Public Works from 1988 until his retirement in 2010; and

**WHEREAS**, Donald "Donnie" A. Pulsifer was an avid outdoorsman where he enjoyed spending time with his son on the water and in the woods and looked forward to passing his knowledge and love for the outdoors to his grandson; and

**WHEREAS**, Donald "Donnie" A. Pulsifer enjoyed gardening and one of his favorite places was at his hunting camp; and

**WHEREAS**, Donald "Donnie" A. Pulsifer was known for his generosity and was always helping others and never expected anything in return and would gladly give the shirt off his back to help someone in need; and

**WHEREAS**, Donald "Donnie" A. Pulsifer was predeceased by his high school sweetheart and wife of 39 years, Anne (Mousseau) Pulsifer; and

**WHEREAS**, Donald "Donnie" A. Pulsifer is survived by his daughter, Chrissy and her husband Joe Olsen and his son, Don Jr. and his wife, Sarah Pulsifer; and his pride and joy, grandson, Tristen Charles Pulsifer; and

**WHEREAS**, Donald "Donnie" A. Pulsifer is also survived by his two brothers, Jerry and his wife, Cindy Pulsifer and Ron Pulsifer; two sisters, Jane Simpson and Anna Mayhood and her husband James; and several nieces, nephews and cousins; and

**WHEREAS**, Donald "Donnie" A. Pulsifer was a loving son, husband, father, grandfather, brother, brother-in-law, uncle and friend who will be sorely missed but never forgotten.

**BE IT RESOLVED**, that the Essex County Board of Supervisors, Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolences to the family of Donald "Donnie" A. Pulsifer; 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 Pulsifer family.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
VINCENT J. VINSKUS**

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

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

**WHEREAS**, Vincent J. Vinskus of North Hudson, New York peacefully passed away on July 29, 2016, surrounded by his family; and

**WHEREAS**, Vincent J. Vinskus was born in Olyphant, Pennsylvania on August 2, 1929, the son of Vincent and Mary (Kozlowski) Vinskus; and

**WHEREAS**, Vincent J. Vinskus worked at Pilgrim State Hospital for 31 years and the Horace Nye Home for five years and various odd jobs, the last being “the most popular landfill attendant” in North Hudson, he retired at the age of 80; and

**WHEREAS**, Vincent J. Vinskus will be remembered as “Santa” for his love and enjoyment of at least two generations of children; and

**WHEREAS**, Vincent J. Vinskus was a communicant of Our Lade of Lourds Catholic Church; and

**WHEREAS**, Vincent J. Vinskus is survived by his wife of more than 64 years, Sally Vinskus; daughters, Karen, Delia and Joanne; his grandchildren, Kathy, Susie and A.J. (Sunju) Forte, Kristen Tierney, Charles Tierney, Lance Gould, Rebecca (Gregg) Coleman, Alycia Donnelly and Mandi French; and 8 great-grandchildren, Caleb, Matthew, Levi, Aailyha, Paityn, Jillian, Victoria and Lilly; and

**WHEREAS**, Vincent J. Vinskus was a loving son, husband, father, grandfather, great-grandfather, brother, brother-in-law, uncle and friend who will be sorely missed but never forgotten.

**BE IT RESOLVED**, that the Essex County Board of Supervisors, Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolences to the family of Vincent J. Vinskus; 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 Vinskus family.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING THE PURCHASING AGENT TO GO  
OUT TO BID AND AWARD FOR THE LABOR ONLY TO STAIN THE  
EMERGENCY SERVICES BUILDING LOCATED ON LITTLE  
WHITEFACE, WITH FUNDS TO COME FROM THE RADIO PROJECT**

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

Upon 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 Purchasing Agent to go out to bid and award for the labor only to stain the Emergency Services Building located on Little Whiteface and to make necessary repairs to the fascia, with funds to come from the Radio Project.

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

**AYES:           2753 votes**  
**NOES:            0 votes**  
**ABSENT:        168 votes (Marnell, Miga)**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
DORIS B. FULLER**

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

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

**WHEREAS**, Doris B. Fuller of Keeseville, New York passed away on July 27, 2016;  
and

**WHEREAS**, Doris B. Fuller was born in Plattsburgh, New York on August 11, 1931, the daughter of Earl E. and Lucille A. (Buskey) Butler; and

**WHEREAS**, Doris B. Fuller attended St. John The Baptist Academy and graduated from Keeseville High School in 1948; and

**WHEREAS**, Doris B. Fuller worked as a legal secretary for two years and in retail for 30 years including, the Village Bazaar, Pearls, Ben Franklin and as manager of the Village 5 & 10, where she was fondly referred to as "The Lady"; and

**WHEREAS**, Doris B. Fuller volunteered for many years at the Keeseville Nutrition site and at Airborne Speedway; and

**WHEREAS**, Doris B. Fuller was a member of Altar Rosary Society, RSVP in Ocala, Florida, Moose Lodge in Ocala, Florida and the Keeseville Elks; and

**WHEREAS**, Doris B. Fuller enjoyed reading, jigsaw puzzles, cooking and most of all spending time with her family; and

**WHEREAS**, Doris B. Fuller was predeceased by her husband, Olin E. "Bud" Fuller;  
and

**WHEREAS**, Doris B. Fuller is survived by her three sons and their wives, Alan and Brenda, Steven and Denise and Mark and Kim; two daughters, Cindy and her husband Bob Cobb and Lynn Jarvis; eight grandchildren, William and his wife, Heather, Heidi and Courtne, Jason, Alicia and her husband Aaron, Zachary and Molly, Jessica and Jason, Kevin and his wife, Jamie, Bobby Jo and her husband Marc, James and Makenzie and Karissa; nine great-grandchildren; and several nieces, nephews and cousins; and

**WHEREAS**, Doris B. Fuller 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, Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolences to the family of Doris B. Fuller; 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 Fuller family.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
TERRY LEE PULSIFER, SR.**

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

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

**WHEREAS**, Terry L. Pulsifer, Sr. of Toronto, Canada and Lewis, New York passed away unexpectedly on July 26, 2016; and

**WHEREAS**, Terry L. Pulsifer, Sr. was born in Elizabethtown, New York on May 8, 1957, the son of Pearl and Rolland Pulsifer; and

**WHEREAS**, Terry L. Pulsifer, Sr. attended Elizabethtown-Lewis Central School; worked on the family farm at a young age until he went to work at Allen Rogers and then spent over 20 years working at NYCO Minerals, Inc.; and

**WHEREAS**, Terry L. Pulsifer, Sr. enjoyed spending time with his family and friends, especially hunting in the Southern Tier; and

**WHEREAS**, Terry L. Pulsifer, Sr. is survived by his wife, Wendy (Dulac) Pulsifer and her children, Dean, Leigha, Renee, Lana, Jared and Nadine; his son, Terry Pulsifer, Jr. and his wife, Amanda and their children, Sophie and Ella; his daughter, Janelle Pulsifer; and

**WHEREAS**, Terry L. Pulsifer, Sr. is also survived by his mother, Pearl; his sisters, Patsy (Tim), Martha, Joanne (Ken); his brothers, Howard (Mary), Ronnie (Clarice), William Sr. (Nellie), George (Laurie) and Roger (Joanne); several step-grandchildren, and many nieces and nephews; and

**WHEREAS**, Terry L. Pulsifer, Sr. was a loving son, husband, father, grandfather, step-grandfather, brother, brother-in-law, uncle and friend who will be sorely missed but never forgotten.

**BE IT RESOLVED**, that the Essex County Board of Supervisors, Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest sympathy and condolences to the family of Terry L. Pulsifer, Sr.; 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 Pulsifer family.

This resolution was unanimously seconded and adopted.