

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

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby accepts, adopts and/or places on file the following:

From the Human Services Committee:

1. Accepting, adopting and placing on file the 2019 Stop DWI Plan, as approved by the DWI Advisory Board and approving the expenditures within the budget plan.
2. Accepting and adopting amendments made to the Essex County Community Services Board Policy and Procedures Manual, as approved by the County Attorney.

From the Personnel Committee:

1. Adopting the Essex County Sexual Harassment Policy dated October, 2018.

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

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

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

Upon the recommendation of the various Committee of this Body, and the same appearing proper and necessary.

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

From the Human Services Committee:

1. Appointing Robin Johnson, M.D. as a Director of Community Services' Designee Physician, in accordance with New York State Mental Hygiene Law.

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

**RESOLUTION AUTHORIZING THE ESSEX COUNTY MENTAL
HEALTH DEPARTMENT TO APPLY FOR AND ACCEPT A GRANT
FROM ADIRONDACK HEALTH INSTITUTE, IN
IN THE AMOUNT OF \$100,519.00**

The following resolution was offered by Supervisor Tyler, 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 Essex County Mental Health Department to apply for and accept a grant from Adirondack Health Institute, in the amount of \$100,519.00, for office renovations, marketing materials and educational equipment.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**RESOLUTION AUTHORIZING BUDGET AMENDMENTS FOR
VARIOUS DEPARTMENTS**

The following resolution was offered by Supervisor Monty, 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 2018 Essex County Budget as follows:

From Human Services Committee:

1. From the Mental Health Department, to increase revenues and appropriations in the amount of \$14,386.80, accepting a donation through a bequest, as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
4320 42705	Gifts & Donations	\$14,386.80

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
43202 5216	Renovations/Repairs	\$14,386.80

2. From the Mental Health Department, to increase revenues and appropriations in the amount of \$59,468.79, DSRIP funds, as follows:

REVENUES

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
4320 43489DSR	DSRIP	\$59,468.79

APPROPRIATIONS

<u>Account Number</u>	<u>Account Name</u>	<u>Amount</u>
43204 54DSRIP	DSRIP	\$59,468.79

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**RESOLUTION OF RECOGNITION AND CONGRATULATIONS TO
SUE LOPEZ ALLOTT
UPON BEING SELECTED A PUBLIC HEALTH HONOREE FOR
THE NEW YORK STATE DEPARTMENT OF HEALTH**

The following resolution was offered by Supervisor Giordano, 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, after being nominated by the Essex County Health Department, Sue Lopez Allott has been selected as a Public Health Honoree for the New York State Department of Health.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby congratulates Sue Lopez Allott, Director of Preventive Services, upon being selected as a Public Health Honoree for the New York State Department of Health for Essex County for her outstanding commitment and strong leadership skills; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby directs its Clerk of the Board to forward a suitably embossed copy of this Resolution to Sue Lopez Allott.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION AUTHORIZING THE INCREASE IN SALARY FOR
THE PART-TIME INVESTIGATOR POSITION IN THE PUBLIC
DEFENDER'S OFFICE,
FROM \$22.73/HOUR TO \$25.00/HOUR**

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 authorizes to increase the salary of a part-time (24 hours/week) Investigator position in the Public Defender's Office, which is an Ungraded Position, from \$22.73/hour to \$25.00/hour.

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

AYES: 2349 votes (Morrow, Harrington, Merrihew, Jackson, Depo, Wilson, McNally, DeLoria, Politi, Moore, Marnell, Montroy, Giordano, Gilliland, Preston)
NOES: 572 votes (Monty, Scozzafava, Tyler)
ABSENT: 0 votes

RESOLUTION AUTHORIZING THE PURCHASING AGENT TO GO TO BID, RFP OR PROCURE UNDER THE PROCUREMENT POLICY AN APPRAISAL ON PROPERTY LOCATED IN THE TOWN OF NORTH HUDSON, NEW YORK OWNED BY THE COUNTY OF ESSEX BEARING TAX MAP NO. 125.1-1-24.000, 125.1-1-25.000 AND 125.1-1-27.000

The following resolution was offered by Supervisor Moore, 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 Purchasing Agent to go to bid, RFP or procure under the Procurement Policy an appraisal of property located in the Town of North Hudson, New York owned by the County of Essex and bearing Tax Map No. 125.1-1-24.000, 125.1-1-25.000 and 125.1-1-27.000 32.247-4-3.000 which property contain 3 parcels from former Frontier Town property; and

BE IT FURTHER RESOLVED. that upon the completion of the appraisal, the County of Essex hereby authorizes the sale of this property either at public sale or bid for its highest and best value; and

BE IT FURTHER RESOLVED, that the County of Essex has determined that this property is surplus property and is of no use to the County and therefore it should be sold as hereinabove stated.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**RESOLUTION AUTHORIZING CONTRACT AMENDMENTS TO
THE DEPARTMENT OF PUBLIC WORKS CONTRACTS WITH
TOWN AND COUNTY BRIDGE AND RAIL BEARING
CONTRACT NO. DPW-19-0009 AND DPW-19-0010**

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 an amendment to Town and County Bridge and Rail contract, bearing Contract No. DPW-19-0010, for bridge deck sealing and bridge expansion joint replacement at the Adirondack Loj Road Bridge, in an amount not to exceed \$11,774.00, from budgeted funds; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes an amendment to Town and County Bridge and Rail contract, bearing Contract No. DPW-19-0009, for box beam guiderail and end sections at the new Longs Hill Road box culvert in the Town of Minerva, in an amount not to exceed \$21,408.00, from budgeted funds; and

BE IT FURTHER RESOLVED, that the County Chairman or County Manager are hereby authorized to execute the same upon the approval of the County Attorney.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

RESOLUTION APPROVING THE 2019 ESSEX COUNTY SELF-INSURANCE BUDGET AND THE WORKERS' COMPENSATION TOWN AND VILLAGE OF LAKE PLACID CONTRIBUTIONS

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby approves the 2019 Essex County Self-Insurance Budget and the Workers' Compensation Town and Village of Lake Placid Contributions in the total amount of \$1,554,326.00, as follows:

**Workers' Compensation Contributions 2019
Essex County Towns and Village of Lake Placid**

Town Contributions	2018	2019
Chesterfield	\$14,099.97	\$12,799.09
Crown Point	10,580.04	10,185.61
Elizabethtown	8,724.47	8,240.40
Essex	7,421.48	9,808.68
Jay	41,727.89	38,833.75
Keene	45,796.40	45,485.83
Lake Placid	104,893.99	115,309.87
Lewis	17,565.12	16,363.68
Minerva	27,327.54	31,262.49
Moriah	59,519.21	49,766.70
Newcomb	19,295.23	22,232.15
North Elba	51,374.16	59,278.27

North Hudson	3,867.92	4,256.01
Schroon	78,413.56	106,054.80
St. Armand	18,143.02	31,863.76
Ticonderoga	67,362.16	64,545.51
Westport	9,076.02	8,716.85
Willsboro	25,410.06	22,466.61
Wilmington	13,344.40	11,870.32
Essex County	986,383.37	884,985.59
	\$ 1,610,326.00	\$1,554,326.00

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

RESOLUTION OF CONDOLENCE TO THE FAMILY OF

SARAH B. PUTMAN

The following resolution was offered by Supervisor Gilliland, 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, Sarah B. Putman of Willsboro, New York passed away on July 9, 2018, at her home with her loving family by her side; and

WHEREAS, Sarah B. Putman was born in Middlebury, Vermont on June 27, 1981, the daughter of Victor and Vickie (Shepard) Putman; and

WHEREAS, Sarah B. Putman was a 1999 graduate of Elizabethtown-Lewis Central School; and

WHEREAS, Sarah B. Putman loved all creatures, great and small and devoted her professional career to preserving threatened and endangered species; Sarah worked at the Smithsonian/Mason School of Conservation in Front Royal, Virginia and was instrumental in the breeding of giant pandas, lions and Dama gazelles at the Smithsonian facilities, as well as collaborating with zoos around the world; and

WHEREAS, Sarah B. Putman loved life, to travel the world and especially enjoyed being with her family and friends; and

WHEREAS, Sarah B. Putman is survived by her parents, her partner, Michael Powell, her sister, Lauren Putman and her partner, Corey Frederick, nephew, Carter Frederick; and

WHEREAS, Sarah B. Putman is also survived by her aunts, Dottie Shepard and Joanne Lachowitz, uncles, Herman Putman and Alan Lachowitz, many cousins and friends; and

WHEREAS, Sarah B. Putman is the beloved daughter of Victor Putman, retired Essex County Planner and Vickie Putman, retired Account Clerk with Essex County Health Department - WIC; and

WHEREAS, Sarah B. Putman was a loving daughter, partner, sister, aunt, niece, 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 Sarah B. Putman; 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 Putman family.

This resolution was unanimously seconded and adopted.

RESOLUTION AUTHORIZING AN AMENDMENT TO ESSEX COUNTY CLERK CONTRACT WITH INFO QUICK SOLUTIONS, INC. (IQS) CONTRACT BEARING CONTRACT NO. MISC.21-0002, TO INCLUDE ORIGINAL DOCUMENT TO DIGITAL IMAGE CONVERSIONS FOR PHOTOSTATS AT \$.030/PER IMAGE, FROM BUDGETED FUNDS, AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE THE SAME UPON THE APPROVAL OF THE COUNTY ATTORNEY

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 an amendment to Info Quick Solutions, Inc. (IQS) contract with the Essex County Clerk and bearing Contract No. MISC-21-0002, to include original document to digital image conversion for photostats at a cost of \$0.30/image, to come from budgeted funds; and

BE IT FURTHER RESOLVED, that the County Chairman or County Manager are hereby authorized to execute the same upon the approval of the County Attorney.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**RESOLUTION AUTHORIZING THE RELEVY OF UNPAID
2018/2019 VILLAGE AND SCHOOL TAXES, AND ALL ROAD,
WATER, SEWER AND GARBAGE RENTS
ON THE 2019 TAX LEVY**

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.

WHEREAS, the Supervisors of the several towns within Essex County have transmitted to the Clerk of the Board the amounts of unpaid road, water, sewer and garbage rents on the 2019 tax rolls; and

WHEREAS, the several Village and School Districts within Essex County have transmitted to the Essex County Treasurer the amounts of unpaid Village and School taxes, duly verified and certified as provided by Real Property Tax Law Sections 1330 and 1440; and

WHEREAS, the unpaid Village and School taxes, together with an additional 7% thereon are subject to relevy and collection pursuant to Real Property Tax Law Section 1330 and Essex County Local Law No. 3 of 1979, respectively.

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs that the amounts of 2018-2019 Village and School Taxes, and 2018 Road, Water, Sewer and Garbage rents remaining unpaid be relevied upon the 2019 tax roll; and

BE IT FURTHER RESOLVED that payments for 2018/2019 School Taxes which are mailed and contain a postmark as of November 30, 2018, shall be deemed to have been actually received by the County Treasurer prior to 5:00 p.m. on said date, provided such payments shall have been tendered by certified check, cashier's check, money order, or cash only.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**RESOLUTION OF RECOGNITION OF
DANIEL G. MCKENZIE
FOR HIS INCLUSION ON THE NEW YORK STATE FALLEN
FIREFIGHTERS MEMORIAL WALL**

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

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

WHEREAS, Daniel G. McKenzie was a resident of the Town of North Hudson, New York; and

WHEREAS, Daniel and his force of men were known to have replaced the fire station at Underwood in 1936, after it was destroyed by fire; and

WHEREAS, Daniel G. McKenzie lead the way in the clearing of trails leading to Mt. Marcy and to various important points improving our telephone lines; and

WHEREAS, Daniel G. McKenzie held the office of Justice of the Peace from 1924 through 1930; was a member of the Ticonderoga Lodge of Elks; Masonic Lodge in Port Henry; the Schroon Lake Chamber of Commerce; Fish and Game Club and member of the North Hudson School Board; and

WHEREAS, Daniel G. McKenzie was a veteran Adirondack Forest Ranger for the New York State Department of Conservation at the time of his death on October 6, 1948; and

WHEREAS, Daniel G. McKenzie died in active duty after fighting a brush fire on the Blue Ridge Road in the Town of North Hudson; and

WHEREAS, Firefighter and Forest Ranger, Daniel G. McKenzie, paid the ultimate price for his heroic contributions and his sacrifice to the Town of North Hudson.

BE IT RESOLVED, that the Essex County Board of Supervisors, Clerk of the Board, County Manager and County Attorney hereby express our deepest gratitude for Daniel G. McKenzie and for his contributions to the County of Essex; and

BE IT FURTHER RESOLVED, that Daniel G. McKenzie be recognized for his inclusion on the New York State Fallen Firefighters Memorial Wall and to express our condolences to his family and friends; and

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

This resolution was unanimously seconded and duly adopted.

Resolution No. 300

**October 1, 2018
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE COUNTY CHAIRMAN OR
COUNTY VICE CHAIRMAN TO FORWARD A LETTER TO THE
U.S. SURFACE TRANSPORTATION BOARD OPPOSING THE
DEPARTMENT'S ABANDONMENT APPLICATION TO ABANDON
SERVICES OF THE SANFORD LAKE BRANCH, STB DOCKET
NO. AB-1261, AND ABILITY OF THE SARATOGA/NORTH CREEK
RAILWAY LLC TO OPERATE OVER THE SANFORD LAKE
BRANCH**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the County Chairman or County Vice Chairman to immediately forward a letter to the U.S. Surface Transportation Board opposing the DEC and New York State Department of Transportation application to abandon services of the Sanford Lake Branch, STB Docket No. AB-1261, and ability of the Saratoga/North Creek Railway LLC to operate over the Sanford Lake Branch.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING A THREE YEAR AGREEMENT
WITH THE PUBLIC EMPLOYER RISK MANAGEMENT
ASSOCIATION, INC. (PERMA) FOR WORKERS'
COMPENSATION AND EMPLOYER'S LIABILITY COVERAGE
EFFECTIVE JANUARY 1, 2019**

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

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

WHEREAS, the County of Essex has received a three year contract/option from the Public Employer Risk Management Association, Inc. (PERMA) relative to Workers' Compensation and Employer's Liability Insurance Coverage as per a Quote dated September 19, 2018; and

WHEREAS, the three year contract is as follows:

Year one - for the period January 1, 2019-2020 - the overall cost is \$869,960.00;
Year two - for the period January 1, 2020-2021, has variable occurrences but not over \$878,656.00;
Year three - for the period January 1, 2021-2022 - there are increases in percentage in contribution rate, depending on occurrences.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the County Chairman or County Manager to execute a contract for year one with options for year two and three as set forth in a Quote dated September 19, 2018, and do all things necessary and proper to obtain Workers' Compensation and Employer's Liability Insurance through PERMA.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
COLLEEN MARIE DENHAM**

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

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

WHEREAS, Colleen Marie Denham passed away on September 17, 2018; and

WHEREAS, Colleen Marie Denham was born on July 4, 1957, in Ticonderoga, New York, the daughter of John and Shirley (Larrow) Mascarenas; and

WHEREAS, Colleen Marie Denham worked for Aetna Insurance for 14 years, an Administrative Assistant at the State Treasurer and for the last three years worked for the Insurance Commissioner and DNREC; and

WHEREAS, Colleen loved to travel, going to the casino and motorcycle riding with her husband; and

WHEREAS, Colleen was an avid New York Giants fan, the backbone of her family and enjoyed hosting holiday gatherings; and

WHEREAS, Colleen is survived by her husband of 26 years, Barry Denham; her brothers, John (Deborah) Mascarenas, Travis Crowe; sisters, Debra (Ned) Phinney, Donna Mascarenas, and Michele Crowe; and

WHEREAS, Colleen is also survived by her brother-in-law, Ed (Lynne) Denham, Kevin Denham and Mike (Sharon) Denham; sister-in-law, Michele (Karl) Martel, Maureen (Don) Debone, Michelle (Russ) McCabe, Melissa Hubart, and Debi (Jim) Paladino; and nieces and nephews, Donnie Mascarenas, Nichole Coombes, Michael Halfacre, Josh Krumm, Ashley Halfacre, Lindsy Crowe, Annie and Matthew Debone, Sean (Tara), Michael (Jennifer) and David Mascarenas; and 14 great nieces and nephews; and

WHEREAS, Colleen Marie Denham is the beloved aunt of Michael and Jennifer Mascarenas; and

WHEREAS, Colleen Marie Denham was a loving daughter, wife, sister, sister-in-law, 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 Colleen Marie Denham; 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 Denham family.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF APPRECIATION AND CONGRATULATIONS TO
STEVEN LEWIS
ESSEX COUNTY DEPARTMENT OF PUBLIC WORKS
FOR THIRTY YEARS OF DEDICATED SERVICE**

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

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

WHEREAS, Steven Lewis began working for Essex County Department of Public Works on April 4, 1988, as a Laborer; and

WHEREAS, in December, 2004, Steven Lewis was promoted to Public Works Maintenance Supervisor; and

WHEREAS, Steven Lewis has dedicated over 30 years of service to Essex County and has retired as of September 29, 2018.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney extend their appreciation and heartfelt thanks to Steven Lewis for his dedicated, conscientious and exemplary public service to the people of Essex County and wish him continued health and success upon his retirement and the best of luck in all his future endeavors.

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 Steven Lewis.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION OF CONGRATULATIONS TO JOSEPH A. PROVONCHA AND
THE ESSEX COUNTY CLERK'S OFFICE UPON ITS RECEIPT OF THE 2018
WILLIAM H. KELLEY ANNUAL ARCHIVES AWARD FOR EXCELLENCE IN LOCAL
GOVERNMENTAL ARCHIVAL PROGRAM DEVELOPMENT**

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

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

WHEREAS, the State Education Department through the State Archives and the Archives Partnership Trust has awarded the 2018 William H. Kelley Annual Archives Award for Excellence in Local Governmental Archival Program Development to Joseph A. Provoncha and the Essex County Clerk's Office; and

WHEREAS, the Essex County Clerk's Office has championed through promotion, identification protection, preservation and use of archival records and its management program promotes outreach and educational use of its records by providing the public and government staff access to the records for research; and

WHEREAS, the Essex County Clerk's Office has provided copies of records in multiple formats including paper, form and electronic means and the office is an outstanding example of best practices for maintaining and providing public access to these materials effectively, efficiently and economically.

BE IT RESOLVED, that the Essex County Board of Supervisors , its Clerk of the Board, County Manager and County Attorney extend their congratulations to Joseph A. Provoncha, Essex County Clerk and the Essex County Clerk's Office upon their receipt of the 2018 William H. Kelley Annual Archives Award for Excellence in Local Governmental Archival Program Development.

This resolution was unanimously seconded and duly adopted.

**RESOLUTION AUTHORIZING A CONTRACT AMENDMENT TO
SCHODER RIVERS ASSOCIATES BEARING CONTRACT NO.
DPW-19-0027, IN AN AMOUNT NOT TO EXCEED \$31,400.00,
FOR PROFESSIONAL ENGINEERING SERVICES FOR
TAHAWUS ROAD OVER SANFORD LAKE BRIDGE,
FROM BUDGETED FUNDS**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes a contract amendment to Schoder Rivers Associates bearing Contract No. DPW-19-0027, in an amount not to exceed \$31,400.00, for professional engineering services including, preliminary design, topographic survey, hydrologic evaluation and stream geomorphology for the Tahawus Road over Sanford Lake Bridge, from budgeted funds; and

BE IT FURTHER RESOLVED, that the County Chairman or County Manager are hereby authorized to execute the same upon the approval of the County Attorney.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**Resolution No. 306
Campsite Road over Hudson River
Newcomb
P.I.N. 1760.68**

**October 1, 2018
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE CHAIRMAN OR COUNTY
MANAGER TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1
BETWEEN THE NEW YORK STATE DEPARTMENT OF
TRANSPORTATION AND THE ESSEX COUNTY DEPARTMENT OF
PUBLIC WORKS FOR THE IMPLEMENTATION AND FUNDING, IN
THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE-
AID ELIGIBLE COSTS, OF A FEDERAL-AID AND/OR STATE-AID
TRANSPORTATION PROJECT AND APPROPRIATING FUNDS
THEREFORE**

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

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

WHEREAS, a Project for BIN 3302040 - Campsite Road over Hudson River, Newcomb, New York, Essex County P.I.N. 1760.68 (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 ratio of 95% Federal funds and 5% 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 Design, ROW Acquisition and Incidentals.

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

RESOLVE, that the Board hereby approves 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 Design, ROW Acquisition and Incidentals work for the Project or portions thereof; and it is further

RESOLVED, that the Essex County Board of Supervisors hereby agrees that the County of Essex shall be responsible for all costs of the project which exceed the amount of the NY Bridge Funding awarded to the County of Essex; and it is further

RESOLVED, that the sum of \$298,000.00 (Two hundred ninety-eight thousand dollars) is hereby appropriated from H54394 5445 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that the additional sum of \$2,000.00 (Two thousand dollars) is hereby appropriated from H54394 5445 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal or non-federal share of the costs of the Project exceed 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 County of Essex hereby agrees that construction of the Project shall begin no later than eighteen (18) months after award and that the project shall be completed within three (3) years of commencing construction; 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 NYSDOT 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 the non-federal share 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, this Resolution shall take effect immediately.

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

AYES:	2921	votes
NOES:	0	votes
ABSENT:	0	votes

**RESOLUTION AUTHORIZING ESSEX COUNTY TO SEEK AN
AMBULANCE CERTIFICATE OF NEED**

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

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

WHEREAS, the Essex County Board of Supervisors has identified the need for a county-owned and operated ambulance authority to serve the County's citizens, businesses and community on a consistent, reliable and ongoing basis; and

WHEREAS, the Board of Supervisors is authorized under the provisions of General Municipal Law and Article 30 of New York Public Health Law Section 3008(7)(a) to establish such municipally owned ambulances service.

BE IT RESOLVED, that the Essex County Board of Supervisors is hereby authorized to make application to the New York State Department of Health for Ambulance Operating Authority that shall serve the entirety of the County of Essex; and

BE IT FURTHER RESOLVED, that the Chief Operating Officer of the County Ambulance Service shall be the County Manager or his/her designee; and

BE IT FURTHER RESOLVED, that ambulance service will be operated and funded as subdivision of County government as designated by the Essex County Board of Supervisors; and

BE IT FURTHER RESOLVED, this resolution shall take effect upon approval of the Essex County Board of Supervisors and service upon the Secretary of the New York State Emergency Medical Services Council.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

RESOLUTION AUTHORIZING MEMBERSHIP IN THE NORTH COUNTY BEHAVIORAL HEALTH CARE COLLABORATIVE (NC-BHCC) AND THE EXECUTION OF NC-BHCC MEMBERSHIP AGREEMENT AND MEMBERSHIP IN A NOT-FOR-PROFIT CORPORATION WITH OTHER MEMBERS RELATIVE TO AN INDEPENDENT PRACTICE ASSOCIATION (IPA)

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

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

WHEREAS, the New York State (NYS) Office of Mental Health (OMH) and Office of Alcoholism and Substance Abuse Services (OASAS) have launched the NYS Behavioral Health Value Based Payment (VBP) Readiness Program which will fund behavioral health providers to form behavioral health care collaborative in an effort to position such providers to succeed in the VBP environment; and

WHEREAS, the VBP Readiness Program will make funding available through Medicaid Managed Care organizations to achieve the VBP Readiness Program's goals; and

WHEREAS, the North Country Behavioral Health Care Collaborative (NC-BHCC) was formed for the purposes of the VBP Readiness Program, with Citizen Advocats, Inc. nominated to act as the ad agency for NC-HCC; and

WHEREAS, a to-be-formed not-for-profit corporation will be established and licensed as an Independent Practice Association (IPA) to manage VBP and service agreements with Managed Care organizations and Accountable Care organizations and will provide and/or arrange for the provision of behavioral health and related health care services to health plan members; and

WHEREAS, this not-for-profit corporation shall be established by approximately fifteen (15) mental health, addiction and behavioral health organizations as members with Essex County being one of the members; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Chairman or County Manager to execute any and all contracts and all other necessary documents relative to Essex County Mental Health/Essex County Community Services becoming a member of the North Country Behavioral Health Care Collaborative (NC-

BHCC) and any not-for-profit corporation to be formed including but not limited to execution of the North Country Behavioral Health Care Collaborative (NC-BHCC) Membership Agreement and all the necessary documents incident to the establishment of a not-for-profit corporation.

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes the yearly Tier I dues payment for Essex County to become a member of \$15,000.00 for the period January 1, 2019 through December 31, 2019.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes

**RESOLUTION INTRODUCING PROPOSED LOCAL
LAW NO. 5 OF 2018 ENTITLED "A LOCAL LAW TO
OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN
GENERAL MUNICIPAL LAW §3-C"**

The following resolution was offered by Supervisor McNally, 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 introduces proposed Local Law No. 5 of 2018 entitled "A Local Law To Override the Tax Levy Limit Established in General Municipal Law §3-c," reading and provided as follows:

"ESSEX COUNTY LOCAL LAW NO. 5 OF 2018"

A Local Law To Override the Tax Levy Limit Established in General Municipal Law §3-c.

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

Section 1. Legislative Intent.

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Essex pursuant to General Municipal Law §3-c, and to allow the County of Essex to adopt a budget for the fiscal year 2019 that requires a real property tax levy in excess of "tax levy limit" as defined by General Municipal Law §3-c.

Section 2. Authority.

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Board of Supervisors to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Board of Supervisors.

Section 3. Tax Levy Limit Override - Budget Authorization.

The Board of Supervisors of the County of Essex hereby overrides the tax levy limit for Essex County for 2019 and authorizes Essex County, after completing all required procedures for the adoption of a budget, to adopt a budget for 2019 that requires a tax levy that is greater than the tax levy limit calculated for 2019 pursuant to §3-c of the General Municipal Law.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, form or corporation, or circumstance, directly involved in the controversy in which such judgement or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately.

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors shall hold and conduct a public hearing on the foregoing proposed local law on the 5th day of November, 2018, at 9:30 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors will publish a notice of such hearing in the designated County newspaper at least five days prior to said hearing.

This resolution was duly seconded by Supervisor Gilliland, and adopted upon a sixty percent (60%) roll call vote as follows:

AYES:	2244	votes
NOES:	79	votes (Preston)
ABSENT:	0	votes

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
PATRICIA A. NEPHEW**

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, Patricia A. Nephew passed away on September 12, 2018, surrounded by her family; and

WHEREAS, Patricia A. Nephew was born on October 25, 1953, in Poughkeepsie, New York, the daughter of George and Joyce (Phillips) Fuller; and

WHEREAS, Patricia A. Nephew was a graduate of Northville Central School and Plattsburgh State University; and

WHEREAS, Patricia A. Nephew was a second grade teacher at Assumption of Mary School for three years and returned to teaching second grade at Moriah Central School after a nine year break to raise her three children; and

WHEREAS, Patricia A. Nephew was involved with the Moriah PTSO, a lector and religious educator at Church of All Saints; and

WHEREAS, Patricia A. Nephew enjoyed family dinners, her pool, family vacations to the ocean and watching her children and grandchildren play and coach sports; and

WHEREAS, Patricia A. Nephew especially loved her grandchildren; and

WHEREAS, Pat is survived by her husband of 43 years, Calvin Nephew, her sons, Casey (Vicki) Nephew and Scott (Amanda) Nephew; her daughter, Jodie (Eric) Ingleston; her grandchildren, Owen, Addy, Aliya, Emmy, Lincoln and Lauren; and

WHEREAS, Pat is also survived by her uncle, David (Linda) Fuller; her sisters, Diane Lallieu and Nancy Hadland; brother-in-law, Kevin (Laura) Nephew, sister-in-law, Jill (Robert) Johnson; and several nieces and nephews; and

WHEREAS, Patricia A. Nephew was a loving daughter, wife, mother, grandmother, sister, sister-in-law, 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 Patricia A. Nephew; 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 Nephew family.

This resolution was unanimously seconded and adopted.

Resolution No. 311

October 1, 2018
Regular Board Meeting

**RESOLUTION APPOINTING JAMES W. MONTY TO THE
INDUSTRIAL DEVELOPMENT AGENCY (IDA) BOARD**

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.

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

- James W. Monty to the Essex County Industrial Development Agency (IDA) Board to fill the unexpired term of Board Member, Joseph Kusalonis, for the term October 1, 2018 through December 31, 2019.

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

**RESOLUTION AMENDING RESOLUTION NO. 274 OF
SEPTEMBER 4, 2018, IF NECESSARY**

The following resolution was offered by Supervisor Politi, 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 County Attorney to amend Resolution No. 274 of September 4, 2018, if necessary, with regard to the Northwoods Inn Project in the Town of North Elba.

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

AYES: 2921 votes
NOES: 0 votes
ABSENT: 0 votes