

WAYS & MEANS

Monday, March 27, 2023 - 10:00 AM

James Monty, Chairman
Shaun Gilliland, Vice-Chairman

Chairman Monty called this Ways & Means committee to order at 10:00 am with the following Supervisors in attendance: Clayton Barber, Robin DeLoria, Stephanie DeZalia, Derek Doty, Shaun Gilliland, Charlie Harrington, Ken Hughes, Steve McNally, Noel Merrihew, James Monty, Tom Scozzafava, Matt Stanley, Ike Tyler, Joe Pete Wilson, Davina Winemiller, Margaret Wood and Mark Wright. Roy Holzer was excused.

Department Heads present: Angie Allen, James Dougan, Judy Garrison, Mary McGowan, Dan Manning, Jack Moulton, Matt Watts and Michael Mascarenas.

Also present: Krista Moran, Jen Fifield and Shannon Doyle.

News media – Alana Penny, Sun News.

MONTY: It's 10 o'clock we'll call the ways and means to order. Please stand for the pledge. Thank you. Roll call Judy please. Thank you, no guests. Moving onto resolutions.

PUBLIC SAFETY

Monday, March 13, 2023

Chairman – S. McNally Vice-Chairman – I. Tyler

1. RESOLUTION AUTHORIZING THE PERMANENT APPOINTMENT OF DANIEL WOODS TO THE POSITION OF DIRECTOR OF WEIGHTS AND MEASURES. Doty, McNally
2. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO PURCHASE VOTING MACHINES FROM DOMINION VOTING FOR THE BOARD OF ELECTIONS DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$359,800.00, WITH \$120,000.00 COMING FROM THE BOARD OF ELECTIONS RESERVE ACCOUNT. DeLoria, Merrihew
3. RESOLUTION OF CONGRATULATIONS TO JAYNE KING UPON HER RETIREMENT FROM THE ESSEX COUNTY DISTRICT ATTORNEY'S OFFICE. DeZalia, unanimous
4. RESOLUTION AUTHORIZING AN AMENDMENT TO RESOLUTION #298, OF DECEMBER 6, 2022, AMENDING THE PURCHASING AGENT TO PURCHASE FOUR (4) PROPANE SPECIALIST KITS AND TRAINING FOR THE EMERGENCY SERVICES DEPARTMENT, IN THE AMOUNT OF \$57,978.00, FROM SOLE SOURCE RESPONDER TRAINING ENTERPRISES, FROM HAZMAT CONSORTIUM GRANT FY19 AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE A CONTRACT FOR THE SAME. DeLoria, Winemiller

5. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO PURCHASE A DECONTAMINATION SHOWER FOR THE EMERGENCY SERVICES DEPARTMENT, IN THE AMOUNT OF \$15,000.00, WITH FUNDS TO COME FROM HAZMAT CONSORTIUM GRANT FY20. Tyler, Wright
6. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO PURCHASE ELECTROSTATIC DECONTAMINATION KITS FOR EACH OF THE SEVEN COUNTIES IN THE HAZMAT CONSORTIUM IN AN AMOUNT NOT TO EXCEED \$120,000.00, WITH FUNDS TO COME FROM HAZMAT CONSORTIUM GRANT FY20. Hughes, Wright
7. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO PURCHASE TWELVE (12) PORTABLE RADIOS, EIGHTEEN (18) SPEAKER MIC'S, EIGHTEEN (18) BATTERIES, EIGHTEEN (18) CLIPS, TWELVE (12) DESKTOP CHARGES, FIFTEEN (15) APX 8500 RADIOS AND FIVE (5) APX 6500 RADIOS FOR THE EMERGENCY SERVICES DEPARTMENT TO DISBURSE, IN AN AMOUNT NOT TO EXCEED \$165,000.00, WITH FUNDS TO COME FROM SCIG 19 AND SCIG 20 GRANTS. Winemiller, Tyler
8. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO PURCHASE ADDITIONAL EQUIPMENT FOR THE EMERGENCY SERVICES DIRECTOR VEHICLE, IN AN AMOUNT NOT TO EXCEED \$31,000.00, WITH FUNDS TO COME FROM SICG 19 GRANT. Hughes, Tyler
9. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO GO OUT TO BID TO PROVIDE FOR THIRD PARTY BILLING SERVICES FOR THE EMS PROGRAM IN ESSEX COUNTY. DeLoria, Tyler
10. RESOLUTION IN SUPPORT OF LETTER ADDRESSING CANADIAN PACIFIC RAILWAY ON RAILWAY SAFETY CONCERNS IN ESSEX COUNTY. Barber, unanimous

ECONOMIC DEVELOPMENT

Monday, March 13, 2023

Chairman – I. Tyler Vice-Chairman – R. Holzer

NO RESOLUTIONS

HUMAN SERVICES

Monday, March 13, 2023

Chairman – JP. Wilson Vice-Chairman - C. Harrington

11. RESOLUTION AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH PSYCHIATRIC FACILITY PRESCRIBERS INCREASING FROM FOUR (4) TO EIGHT (8) HOURS A WEEK AT \$225.00 PER HOUR WITH FUNDS TO COME FROM BUDGETED FUNDS. Stanley, Tyler

12. RESOLUTION OF APPRECIATION TO ROBERT “BOB” McGOLDRICK FOR HIS YEARS OF SERVICE WITH ESSEX COUNTY MENTAL HEALTH DEPARTMENT. Tyler, unanimous
13. RESOLUTION ADOPTING AND APPROVING THE QUARTERLY REPORTS FOR THE PUBLIC HEALTH UNIT AND APPROVED BY THE PUBLIC HEALTH ADVISORY COMMITTEE (PHAC) ON 3/7/23. Doty, Winemiller
14. RESOLUTION ADOPTING AND APPROVING THE QUARTERLY REPORTS FOR THE HOME HEALTH UNIT AND APPROVED BY THE PROFESSIONAL ADVISORY COMMITTEE (PAC) ON 3/7/23. Stanley, Merrihew
15. RESOLUTION SUPPORTING THE GOALS AND IDEALS OF NATIONAL PUBLIC HEALTH WEEK OF APRIL 3, 2023, IN ESSEX COUNTY. Tyler, unanimous
16. RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE OFFICE FOR THE AGING DEPARTMENT INCREASING REVENUES AND APPROPRIATIONS IN THE AMOUNT OF \$13,860.06, UNEXPENDED 2022 GIFTS & DONATIONS FUNDS. Scozzafava, Stanley
17. RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE OFFICE FOR THE AGING DEPARTMENT INCREASING REVENUES AND APPROPRIATIONS IN THE AMOUNT OF \$183,104.66, UNEXPENDED FFCRA STIMULUS COVID 19 FUNDING. Wright, Winemiller
18. RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE OFFICE FOR THE AGING DEPARTMENT INCREASING REVENUES AND APPROPRIATIONS IN THE AMOUNT OF \$168,991.70, UNEXPENDED 2022 DSRIP FUNDS. DeLoria, Scozzafava
19. RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE OFFICE FOR THE AGING DEPARTMENT INCREASING REVENUES AND APPROPRIATIONS IN THE AMOUNT OF \$80,109.80, UNEXPENDED 2022 UNMET NEEDS FUNDS. DeZalia, Winemiller

DEPARTMENT OF PUBLIC WORKS

Monday, March 20, 2023

Chairman – R. DeLoria Vice–Chairman – C. Barber

20. RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN THE DEPARTMENT OF PUBLIC WORKS – BUILDINGS & GROUNDS INCREASING REVENUES AND APPROPRIATIONS IN THE AMOUNT OF \$63,500.00, UNEXPENDED 2022 CARRYOVER FUNDS. Barber, Doty
21. RESOLUTION AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH REAL CONSTRUCTION, INC., IN AN AMOUNT NOT TO EXCEED \$37,350.00, FOR LABOR AND EQUIPMENT NECESSARY FOR ROAD RECONSTRUCTION OF A SECTION OF COUNTY ROUTE 80, LAKE SHORE ROAD, IN THE TOWN OF WESTPORT WITH FUNDS TO COME FROM BUDGETED FUNDS. Wright, Tyler

- 22. RESOLUTION AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH REAL CONSTRUCTION, INC., IN AN AMOUNT NOT TO EXCEED \$36,100.00, FOR LABOR AND EQUIPMENT NECESSARY FOR ROAD RECONSTRUCTION OF A SECTION OF COUNTY ROUTE 6, TRACY ROAD, LOCATED IN TOWN OF MORIAH WITH FUNDS TO COME FROM BUDGETED FUNDS. Scozzafava, Hughes**
- 23. RESOLUTION AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH REAL CONSTRUCTION, INC., IN AN AMOUNT NOT TO EXCEED \$37,175.00, FOR LABOR AND EQUIPMENT NECESSARY FOR ROAD RECONSTRUCTION OF A SECTION OF COUNTY ROUTE 13, HURRICANE ROAD, LOCATED IN TOWN OF KEENE WITH FUNDS TO COME FROM BUDGETED FUNDS. Wilson, Winemiller**
- 24. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A PURCHASE ORDER WITH FINKE EQUIPMENT IN THE AMOUNT OF \$7,786.80, FOR LABOR NECESSARY TO REPAIR COUNTY OWNED ASPHALT PAVER WITH FUNDS TO COME FROM BUDGETED FUNDS AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID PURCHASE ORDER. Tyler, DeLoria**
- 25. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO GO OUT TO BID THE TRACY ROAD OVER FEEDER POND OUTLET CULVERT REPLACEMENT PROJECT LOCATED IN THE TOWN OF MORIAH. DeZalia, Scozzafava**
- 26. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO GO OUT TO BID THE JOHNSON POND ROAD OVER AN UNNAMED TRIBUTARY CULVERT REPLACEMENT PROJECT LOCATED IN THE TOWN OF NORTH HUDSON. DeZalia, DeLoria**
- 27. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A CONTRACT TO D&D FLOORING IN THE AMOUNT OF \$13,642.05, FOR FLOOR COVERING INSTALLATIONS AT THE MAIN COMPLEX FIRST FLOOR HALLWAY AND DSS SECOND FLOOR ADMIN AREA WITH FUNDS TO COME FROM BUDGETED FUNDS AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. Wright, Barber**
- 28. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A PURCHASE ORDER TO J HOGAN REFRIGERATION AND MECHANICAL, LLC IN THE AMOUNT OF \$14,990.00, FOR SUPPLYING (2) REPLACEMENT MINI-SPLIT HVAC UNITS FOR THE PUBLIC SAFETY BUILDING, WITH FUNDS TO COME FROM BUDGETED FUNDS AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID PURCHASE ORDER. Scozzafava, Doty**
- 29. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A PURCHASE ORDER TO TRANS-TECH ENERGY, LLC IN THE AMOUNT OF \$65,448.00, FOR SUPPLYING (2) REPLACEMENT PROPANE SYSTEM VAPORIZERS FOR THE PUBLIC SAFETY BUILDING WITH FUNDS TO COME FROM BUDGETED FUNDS AND**

FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID PURCHASE ORDER. Wright, DeLoria

PERSONNEL

Monday, March 20, 2023

Chairman – S. DeZalia Vice-Chairman – JP. Wilson

- 30. RESOLUTION JOINING THE NEW NATIONAL SETTLEMENTS WITH PHARMACIES WALGREENS, WAL-MART AND CVS APPROVING THE EXECUTION OF A WAL-MART NEW YORK PAYMENT OPIOID SETTLEMENT SHARING AGREEMENT, RELEASE AND ANY OTHER ASSOCIATED DOCUMENTS; THE CVS NEW YORK PAYMENT OPIOID SETTLEMENT SHARING AGREEMENT, RELEASE AND OTHER ASSOCIATED DOCUMENTS; WALGREENS NEW YORK PAYMENT OPIOID SETTLEMENT SHARING AGREEMENT, RELEASE AND OTHER ASSOCIATED DOCUMENTS AND AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE THE SAME TOGETHER WITH ANY AND ALL OTHER NECESSARY AND PERTINENT DOCUMENTS REQUIRED TO SETTLE ESSEX COUNTY'S INTEREST IN THE CURRENT NEW NATIONAL SETTLEMENTS WITH WAL-MART, WALGREENS AND CVS. DeLoria, Merrihew**
- 31. RESOLUTION AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE AND FORWARD A CONTRACT EXTENSION WITH THE OFFICE OF INDIGENT LEGAL SERVICES, EXTENDING OUR ILS FOR ONE MORE YEAR IN ORDER TO SPEND THE UNSPENT FUNDS ON THE CURRENT FIVE-YEAR GRANT. Hughes, Tyler**
- 32. RESOLUTION AUTHORIZING PAYMENT TO HOLCOMBE ABSTRACT FOR THE GOLDEN RING ABSTRACT IN THE AMOUNT OF \$1200.00, AND THE WESTPORT HOTEL ABSTRACT IN THE AMOUNT OF \$800.00. Doty, Tyler**
- 33. RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO CONTINUE NEGOTIATIONS WITH THE NEW YORK STATE POLICE RELATIVE TO THE LEASE OF SPACE AT THE EMERGENCY SERVICES DEPARTMENT. Wright, Doty**

FINANCE/TAX REDUCTION/MANDATE RELIEF

Monday, March 20, 2023

Chairman – T. Scozzafava Vice-Chairman – N. Merrihew

- 34. RESOLUTION DENYING A REFUND OF WATER/SEWER TAXES, TOWN OF TICONDEROGA - JOSEPH SINISGALLI. Wright, Merrihew**
- 35. RESOLUTION AUTHORIZING AN ESSEX COUNTY STUDENT TRAINEE PROGRAM FOR TEN (10) POSITIONS FOR SUMMER EMPLOYMENT 2023. Scozzafava, Wilson**
- 36. RESOLUTION IN SUPPORT OF MICHELLE JEBB, TOWN OF TICONDEROGA AS A MEMBER TO THE LAKE GEORGE PARK COMMISSION BOARD OF COMMISSIONERS. Wright, unanimous**

MISCELLANEOUS

37. RESOLUTION PROCLAIMING THE WEEK OF MAY 21-27, 2023, AS EMERGENCY MEDICAL SERVICES WEEK IN ESSEX COUNTY. Tyler, unanimous

38. RESOLUTION AUTHORIZING THE COUNTY CHAIRMAN TO EXECUTE CHAMPLAIN NATIONAL BANK ACCOUNT AUTHORIZED SIGNATURES FOR THE ESSEX COUNTY DEPARTMENT OF SOCIAL SERVICES CHILD SUPPORT COLLECTIONS. Hughes, Winemiller

39. RESOLUTION AGAINST THE PASSAGE OF CONSERVATION SUBDIVISION DESIGN BILL A04068 AND CORRESPONDING SENATE BILL. Gilliland, unanimous

MONTY: You want to talk about this Dan?

MANNING: The bill number is inaccurate, it should be A4608 and as I think all of you know this bill which has been introduced is another attempt and a very broad and big attempt. The law is broadly written, vaguely written to allow the APA to establish conservation subdivision nomenclature which has a definition which only allows for buildings built in development envelopes, those development envelopes also within them having a 650 foot buffer outside of them. There is ecological impact zone. You have to have all sorts of undue burden upon the property owner, the developer if they are putting any buildings, roads anything of that nature. They have to hire consultants. They have to prepare all these ecological plans. They have to prepare a monthly space management stewardship plan and it's just incredibly poorly written. It's incredibly broad and it's intended that way because what happens is the Adirondack Park Agency is given rule making authority by the legislature. So what the legislature does it passes a law like this and then the Adirondack Park Agency comes in. There are good parts to the Adirondack Park Agency Law but there are some that aren't so good and I see this as not being well written and not good for people of Essex County or any counties in the Adirondack Park. It allows the Adirondack Park Agency now to new rule making authority to create more rules and fill in the blanks and yes, they have public hearings regarding all of that but they have the ultimate say. Chairman Gilliland has brought this forward and what we are going to do is prepare a written resolution that the, I will let him speak but we'll send it to all the towns so you can consider it and send it to our elected representatives.

GILLILLAND: Again, also this is requested by Senator Stec's office that the resolutions and town resolutions also go to the Chairman of the ECON committee, the Assembly and the Senate. What we are trying to do here is show local pushback on this to try to keep it from getting out of committee. It's good that our local representatives take these and both our local representatives on the rank on those committees but at least those come directly from the localities to the Chairman there to have a little bit more impact.

MONTY: Thank you.

McNALLY: This bill is not a new bill, this has been in the makings for five years. We were fortunate to have Betty at the time elected and she squashed it numerous times. This bill is not favorable with everybody even in the APA. It's very vague but what it does ultimately it just delays the opportunity for housing, delays and drives the cost so people don't want to get involved. That's all this does and this bill is not being driven by anybody other than New York City. They are just

putting a bill on our regulations up here, not Statewide but in the Adirondack Park so anybody, all boards should pass this as quickly as possible and get it out in circulation. AATV is in opposition and Local Government Review Board is in opposition so this is not a popular bill and this is one of those things that New York City has decided what is best for us again. So anything you can do to get these passed and get them out I would appreciate it. Thank you.

MONTY: Thank you Steve. I recently had a conversation with a member of the Adirondack Council who reminded me that when the Adirondack Park was established it was established as it was going to be a National Park and my question to him was, how many towns and people live within National Parks? And we all know what the answer is to that, none they are all around the outside of it so, frankly my opinion is it's one more step in trying to force us out of our homes, out of the Adirondack Park.

DELORIA: When this first came to my attention one of the problems associated with and I'm not sure if this bill was the same one three years ago but it would of required the Town of Newcomb to go back and rezone our districts because essentially if you had something that was in say, a forty-eight or sub-division this would of cut that down and actually taken property value away from the owner because it would have restricted building envelopes and smaller size lots and again, it is not something I'm going to support for sure but it is a mess.

GILLILLAND: This goes down to eight acre lots so if you think are having problems getting developers to come in and invest in the park, guess what when they have to spend hundreds of thousands of dollars before they can even get a project denied, that is going to hurt development.

DELORIA: And even if you have local zoning this essentially it removes that local control. Naturally waterfront and all that the Park Agency they can step in and criticize but as far as your community, taking charge of your community and you know, supporting these projects coming across your planning boards it's gone. This has got to go away.

MANNING: It is just a bail effort by the State to take property rights away from the owners.

DELORIA: Is Englebriet still the ranking chair or is he gone?

McNALLY: No. What this comes down to is the Adirondack Park Agency has been around for fifty years and they've got these plans and they go right verbatim off of a 50 year old unit plan and then they won't change it for anything but then all of sudden someone from New York City decides that they want to add something to regulations we already have enough regulations so where this comes from hopefully, it never gets out of committee but.

MANNING: It does include low intensity the low intensity land use classification which is 3.2 acres.

GILLILLAND: I thought it was rural residential, it is lower?

MANNING: Low intensity, rural use is 8 acres and the next level is resource management so even down to 3.2 acres you've got to come up with all these ecological plans and studies and uppers and you know.

McNALLY: What would be nice was, if they liked us so much this should be statewide, see how they like it in Long Island or in the Western part of the State but that's not what they do. They pick out the Adirondack Park, their play land and impose these laws on us. It's not right, it's not fair.

MONTY: Agreed. Any further comment? The Town of Lewis sent their opposition resolution Steve to Mr. Delaney Friday.

McNALLY: Thank you.

MONTY: Did we vote on that Judy?

GARRISON: It was unanimously seconded.

40. RESOLUTION AMENDING RESOLUTION #73 DATED MARCH 6, 2023, AMENDING THE EXTENSION DATES FOR SALES TAX EXTENDER FROM DECEMBER 1, 2023 TO NOVEMBER 30, 2026 TO DECEMBER 1, 2023 TO NOVEMBER 30, 2025, WITH ALL OTHER TERMS OF RESOLUTION #73 TO REMAIN IN FULL FORCE AND EFFECT. Scozzafava, Merrihew

MONTY: Discussion?

MERRIHEW: Just to fill you in, as you recall previously we passed home rule resolution seeking the passage of the assembly and senate bill which allowed us to extend our ability to collect sales taxes from December 1, 2023 to November 30, 2026, that's the way it's always been for every county. It's always been three years for some reason the powers to be in Albany want to lop off a year and they are mandating that we change this instead of sun setting on November 30, 2026, that it sunset on November 30, 2025, so we have to go through the process again. It must be some political hokey-pokey that they are doing down there. We have no authority to challenge it.

MONTY: Any questions? No questions, all in favor signify by saying aye, opposed – carried.

MANNING: I just want to make a quick comment, Mr. Monty mentioned he sent a resolution on the conservation design bill, there is a resolution out there I wanted to beef it up a little bit so if you want to send that same one that's fine but I want to beef mine up and I want to send it out to all you guys so you can pick.

MONTY: We sent the one Jerry Delaney sent out. Is that the one you're talking about?

MANNING: Yes, I just want to beef it up.

McNALLY: There is two resolutions from the review board, there's two, and the second one has the correct bill numbers on it.

MONTY: He sent me both.

McNALLY: Make sure you use the one with the correct numbers.

MANNING: Yeah and I'm going to soup it up a little bit, make it a little bit more beefy.

MONTY: We'll send a second one.

MANNING: No you don't have to.

MONTY: Judy, moving on from the floor.

GARRISON: Everyone has a copy on their desks, this is a resolution regarding the NYSEG rate hike and billing problems. It's a resolution asking Governor Hochul and the Public Service Commission to dismiss NYSEG and RG&E rate hike requests and to correct the billing problems before rate hikes are considered.

41. RESOLUTION ASKING GOVERNOR HOCHUL AND THE PUBLIC SERVICE COMMISSION TO DISMISS NYSEG AND RG&E RATE HIKE REQUESTS AND TO CORRECT THE BILLING PROBLEMS BEFORE RATE HIKES ARE CONSIDERED. Tyler, Gilliland

MONTY: Discussion? No discussion, all in favor signify by saying aye, opposed – carried.

WILSON: I'd like to bring a resolution from the floor to declare April as Child Abuse Prevention Month, you have a copy on your desks. Child abuse prevention month first commemorated in 1983, recognizes the importance of families and communities working together to prevent child abuse and neglect and promotes the social and emotional well-being of children and families and Commissioner Allen and DSS staff will be placing pinwheels to acknowledge April as Child Abuse Prevention Month and you can get details from her if you would like to participate in that.

42. RESOLUTION DECLARING CHILD ABUSE PREVENTION MONTH FOR THE MONTH OF APRIL IN ESSEX COUNTY. Wilson, unanimous

MASCARENAS: Just to add onto that, after the board meeting next week anybody that wants to participate in that we'll just go out front and plant those pinwheels in the planters and I'll remind everybody following that board meeting.

WILSON: Thank you.

MONTY: Also, I would like to offer a resolution authorizing Stop DWI to spend \$9,400.00, to purchase four stalker radar systems from Applied Concepts Inc. for the Essex County Sheriff's Department out of the Stop DWI Reserve account as approved by the Stop DWI Advisory Committee.

43. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO PURCHASE FOUR (4) STALKER RADAR SYSTEMS FROM APPLIED CONCEPTS, INC., FOR THE ESSEX COUNTY SHERIFF'S DEPARTMENT IN THE AMOUNT OF \$9,400.00, WITH FUNDS TO COME FROM THE STOP DWI RESERVE ACCOUNT AS APPROVED BY THE STOP DWI ADVISORY COMMITTEE. Tyler, Scozzafava

MONTY: Discussion? No discussion, all in favor signify by saying aye, opposed – carried.

DEZALIA: I'd like to offer a resolution recognizing the following long term employees of Essex County for the month of March, Brianna Boyea – 10 years of service, Lucianna Celotti – 15 years of service, Krista Berger – 15 years of service and Linda Sherman – 30 years of service on March 1st and she recently retired on the 17th.

44. RESOLUTION RECOGNIZING THE FOLLOWING LONG TERM EMPLOYEES OF ESSEX COUNTY FOR THE MONTH OF MARCH. DeZalia, unanimous

MONTY: Mr. Dougan, can I request your presence.

DOUGAN: Good morning everyone.

MASCARENAS: Yeah, we warned you when he came back we were going to have some resolutions to approve so that's what we are doing now.

DOUGAN: So, I think last week that you were prepared that some of these annual contracts, not that we've done them wrong in the past but Mr. Manning felt we should take this extra step to bring these through the board because they are considered public works which means they have prevailing wage labor that can be involved. So I have nine of them here. I'll try to go as quickly as we can. These are just a sampling of the ones that we do every year but these specifically have prevailing wage and therefore are considered public works which Mr. Manning can get into the legal details if need be on why public works is a little different the way you handle it. My first one is for guiderail installations so I'm asking for authorization for the Purchasing agent to award an annual contract for guiderail installations to Town and County Bridge and Rail per the unit prices included in their bid and further authorizing the County Chairman or County Manager to execute that contract, these are from budgeted funds.

45. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT TO TOWN AND COUNTY BRIDGE AND RAIL FOR GUIDERAIL INSTALLATIONS AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. DeLoria, DeZalia

MONTY: Discussion?

HUGHES: Probably an overall question but is this a calendar year contract?

DOUGAN: Nope, basically they March 30, excuse me April 1st is when they start and March 30th is when they end each year.

HUGHES: Okay, thanks.

DOUGAN: All of these contracts have the option to renew for an additional two years so if the vendor is willing to keep their prices and we are happy with their services we can extend the contract for two additional terms.

MANNING: Jim, do you know how much that is?

DOUGAN: It's all unit prices. I've added to the back of this the copy of the tally for everyone to see so the first tally that you see is guiderail installation and I've highlighted in yellow what that bid is and I've shown you what the rates were from the last time we bid it.

MANNING: So we don't know what the overall amount is?

DOUGAN: You never know what it is until we have a specific project where a guiderail needs to be replaced.

MANNING: Is it over \$35,000?

DOUGAN: It very well could be, quite often it's not Dan. Quite often it's \$5,000, \$8,000 which is maybe why we haven't brought these before but it could be over \$35,000.

MANNING: Right, okay.

MONTY: Any further discussion? No further discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: The second one is for aggregate delivered. Again, this is authorizing the purchasing agent to award an annual contract for Aggregate delivered to Jointa Lime Company per the unit prices included, funds are to come from budgeted funds and authorization to sign the contract for the Chairman or the County Manager.

46. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR AGGREGATE DELIVERED TO JOINTA LIME COMPANY AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. Wright, Tyler

MONTY: Discussion? No discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: Number three is an annual contract for Hot-in-place Asphalt Recycling. This would be to Highway Rehab Corporation per the unit prices with funds to come from budgeted funds and further authorizing the County Manager or County Chair to sign.

MANNING: Is it over \$35,000?

DOUGAN: Yeah, without a doubt over \$35,000.

47. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR HOT-IN-PLACE ASPALT RECYCLING TO HIGHWAY REHABILITATION CORPORATION AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. Winemiller, Tyler

MONTY: Discussion? No discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: Number four is for general bridge repairs. This is to Town and County Bridge & Rail per the unit prices to come from budgeted funds and further authorizing the County Chair or County Manager to execute that.

48. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR GENERAL BRIDGE REPAIRS TO TOWN AND COUNTY BRIDGE AND RAIL AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. DeLoria, Doty

MONTY: Discussion?

DOUGAN: Just a little background, last year we used this contract when we got a sudden closure on Trout Brook Road in the Town of Schroon to fix that. Last year or in the last two years Wilmington piggybacked and used this contract for some repairs to a water line on a bridge, rehanging it and also the Town of North Elba used it a few years back for a structure they had on Mill Pond Drive, excuse me West Valley Road.

MONTY: No other questions, discussion? All in favor signify by saying aye, opposed – carried.

DOUGAN: The next three are all for screened sand. When we bid screened sand delivered we bid it by Town. Each of the towns can piggyback off of this and use this for their winter sand if they like most towns do not, you get your own price or you have something else but you can piggy back off of it. We use it if we have a project in that area that we need sand as back fill. The reason there is three resolutions is because it is awarded by town and it's awarded by three different vendors this particular year. Is it going to be over \$35,000? I don't know. It very well could be depending on what our needs are as we go throughout the year.

The first one, is screened sand it's for the towns of Elizabethtown, Keene, Moriah, Newcomb, Schroom, Westport and Essex County DPW that is to Caza & Associates per the unit prices, funds to come from budgeted funds and further authorizing the County Chair or County Manager to sign.

49. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR SCREENED SAND DELIVERED TO THE TOWNS OF ELIZABETHTOWN, KEENE, MORIAH, NEWCOMB, SCHROON, WESTPORT AND ESSEX COUNTY DPW TO CAZA & ASSOCIATES TRUCKING LLC. AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. Winemiller, Merrihew

MONTY: Discussion? No discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: Number six again for screened sand. This is just for the Town of North Hudson. This is to High Peaks Sand and Gravel LLC again, per the unit prices, funds to come from budgeted funds and further authorizing the County Chair or County Manager to sign.

50. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR SCREENED SAND DELIVERED TO THE TOWN OF NORTH HUDSON TO HIGH PEAKS SAND AND GRAVEL, LLC AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. DeZalia, DeLoria

MONTY: Discussion? No discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: Number seven, screened sand again for North Elba, St. Armand and Wilmington. This is to Trudeau Sand & Gravel per the unit prices, funds to come from budgeted and further authorizing the County Chair or County Manager to sign.

51. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR SCREENED SAND DELIVERED TO THE TOWNS OF NORTH ELBA, ST. ARMAND AND WILMINGTON TO TRUDEAU SAND AND GRAVEL AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. Doty, Winemiller

MONTY: Discussion? No discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: Number eight is for In-Lace Reclamation/Recycling that is the process that we go through and grind up all of the asphalt and get right down to the gravel subsurface that there is then we lay it back down, regrade it and then pave over the top of it. Last year we used that in Newcomb on Upper Works Road, we typically use that one every year and it's almost always over \$35,000. This would be awarded to Jointa Lime Company per the unit prices and with funds to come from budgeted funds and further authorizing the County Chair or County Manager to sign.

52. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR IN-PLACE RECLAMATION/RECYCLING TO JOINTA LIME COMPANY AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. Tyler, Hughes

MONTY: Discussion? No discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: And the last one is for Center Line Painting. This is our center line and our fog line painting every year, it's always over \$35,000. We would be awarding it to Seneca Pavement Marketing Inc. per the unit prices, with funds to come from budgeted funds and further authorizing the County Manager or County Chair to sign.

53. RESOLUTION AUTHORIZING THE PURCHASING AGENT TO AWARD A BID AND CONTRACT FOR CENTER LINE PAINTING TO SENECA PAVEMENT MARKETING INC., AND FURTHER AUTHORIZING THE COUNTY CHAIRMAN OR COUNTY MANAGER TO EXECUTE SAID CONTRACT. Wright, Merrihew

MONTY: Discussion? No discussion all in favor signify by saying aye, opposed – carried.

DOUGAN: Two of those bids that we put out that we received before I went on vacation had a couple of issue in them. They were for our asphalt delivered and our asphalt FOB so we put those out to rebid. Those bids are due Wednesday of this week assuming those bids are acceptable by the Purchasing Agent, myself perhaps the County Attorney then we would bring those back to you at full board to award. Sorry to do that. Our bids only last for 45 days so we have award it fairly quickly just to give you a heads up those two we may be bringing to full board.

MONTY: Any questions?

DOTY: How many miles are you going to tackle this year?

DOUGAN: Right now on our list is 21 miles of our own is what's planned. You'll notice some of these rates are a little higher so we will be looking at that really closely to make sure we can still get 21 miles done and within budget.

DOTY: How has your budgeted amount changed over the last few years as we've watched petroleum products go out of sight? Like, in the past would you do 25 miles now you're back down to 20? I think probably a lot of us are facing the same challenges.

DOUGAN: Well, I'm sure you're all facing the same. We haven't asked for any budget increases. We've been trying to some smarter things with those dollars as you guys just approved those contract amendments with Reale Construction I'm doing short sections of road with a full reconstruction for maybe a 1,000 feet, 1,200 feet rather than putting a process like reclamation or milling on a full mile of road when I typically just have one section 1,000 feet long that's really bad and typically when that 1,000 feet is really is because the sub base is really poor underneath so we've been trying to get real smart in the way we tackle this instead of just putting in a contractor and saying have at it for a mile and that is what is keeping us asking for the same amount of money from the board with the prices going up you see here. I don't know what the future is going to hold I'm hoping that some of what I'm seeing that it's supposed to drop back down as we hit closer to the end of this year but we have 360 miles of road. The CHIPS formula says that your roads have to last ten years. If they last ten years that means I need to do 36 miles a year. If they last 20, then I can do 18. Twenty is a lot to get out of asphalt pavement road so

you can see we're, that's kind of always a moving target and I've got some good people in the background constantly looking at that and telling me where we should go next.

DOTY: Thank you.

MONTY: Any other questions? No other questions. We don't need a motion on that because we are waiting.

DOUGAN: You are going to wait on that, yes.

MONTY: Okay if there are no other questions. Judy, anything else?

GARRISON: I do not have anything further.

MONTY: I know we are going to request an executive session here briefly, before we do that does anybody have anything from the floor that you want to bring to the board? Nothing? Then we will entertain a motion to go into executive session.

GILLILLAND: I would like to request an executive session to discussion our renewal contract with the State and seek legal advice and also request that Mr. Dougan join us.

MONTY: Moved by Mr. Gillilland, second by Mr. Wilson

THE COMMITTEE MOVED INTO AN EXECUTIVE SESSION AT 10:43 A.M.
TO DISCUSS A RENEWAL CONTRACT WITH NEW YORK STATE AND
SEEK LEGAL ADVICE AND MOVED BACK INTO OPEN SESSION AT 11:04 A.M.

MONTY: I will call the ways and means back to order. No decisions were made in executive session. I will entertain a motion we move back into regular session. Moved by Mr. Hughes, second by Mr. Wright. Anything further to come before the board? We are adjourned.

As there was no further discussion to come before this ways and means it was adjourned at 11:04 a.m.

Respectfully submitted,

Judith Garrison, Clerk
Board of Supervisors