

**Resolution No. 162**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AMENDING THE 2003  
ESSEX COUNTY BUDGET**

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

Upon the recommendation of the respective committees indicated below, 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 2003 Essex County Budget as follows:

**1. From the Human Services Committee:**

(a) For the Mental Health Department, increase revenues and appropriations in the amount of \$13,166.00 for Families First as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
43490101	State Aid - OT Fam First	\$ 13,166.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
43224 5430	Families First	\$ 13,166.00

(b) For the Mental Health Department, increase revenues and appropriations in the amount of \$6,940.00 for the Mental Health Association as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
43490100	State Aid - MHA	\$ 5,778.00
43493	State Aid - MHACSS	1,162.00

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
43224 5446	Mental Health Assoc - CSS	\$ 5,778.00
43224 5405	Mental Health Association	1,162.00

**2. From the Department of Public Works Committee:**

(a) For the Department of Public Works (Dept. 5010), increase revenues and appropriations in the amount of \$283,140.42 from CHIPS O&M to Capital Conversion as follows:

**REVENUES**

<b><u>Account Number</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
4350110	Cons. - Highway Aid	\$ 283,140.42

**APPROPRIATIONS**

<b><u>Account Number</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
51124 5487	Miscellaneous Expense	\$ 283,140.42

**3. From the Finance/Tax Reduction/Mandate Relief Committee:**

(a) For the Sheriff's Office, transfer the sum of \$20,000 from the DWI reserve fund to the Sheriff's Department (Account Number 31102-5230) for DWI enforcement.

(b) For the Youth Bureau, transfer \$4,000 from the Youth Court reserve account into the following two accounts: \$2,500 into 73234 5451 - Training/Schools and \$1,500 into 73232 5220 - Office Equipment.

**4. From the Ways and Means Committee:**

(a) For the Department of Social Services, increase revenues and appropriations in the amount of \$25,000.00 from a State TANF grant to continue to contract with Stop Domestic Violence as follows:

**REVENUES**

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
6010 44610	Fed. Aid - Admin	\$ 25,000.00

**APPROPRIATIONS**

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
60104 5454	SS Contractual Dom. Viol.	\$ 25,000.00

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

**AYES: 2843 votes**  
**NOES: 0 votes**  
**ABSENT: 0 votes**

**Resolution No. 163**

**August 4, 2003**  
**Regular Board Meeting**

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

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

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

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

**1. From the Human Services Committee:**

(a) For the Community Services Board, Mary Bell to the MRDD Sub Committee for a term effective August 4, 2003 through and including December 31, 2005.

**2. From the Economic Development/Planning/Publicity Committee:**

(a) Appoint Robert C. Kane of Lake Placid to the Essex County IDA Board to replace Edward Roetman.

**3. From the Finance/Tax Reduction/Mandate Relief Committee:**

(a) Re-appoint Gerald Blair to the Board of Directors of North Country Community College.

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

**Resolution No. 164**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING CONTRACTS**

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

Upon the recommendation of the various committees indicated below, with the approval of the Ways & Means Committee of this Body, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board or the County Manager to enter into and execute the following:

**1. From the Human Services Committee:**

(a) For the Mental Health Department, amend the contract with Families First to increase the total contract amount by \$13,166 from budgeted funds.

(b) For the Mental Health Department, amend the contract with the Mental Health Association to increase the total contract amount by \$6,940 from budgeted funds.

**2. From the Economic Development/Planning/Publicity Committee:**

(a) Amend the contract with the Lake Placid Chamber of Commerce, Inc. so as to allow the transfer of \$17,000 (\$7,000 from phone and \$10,000 from mail) into their printing account line item.

(b) For HAPEC, a contract with FHA/HUD to purchase a parcel of property in the Town of Wilmington on Springfield Road for \$1.00.

**3. From the Ways and Means Committee:**

(a) For the Department of Social Services, extend the contract with Stop Domestic Violence with the costs to be paid from the TANF grant.

(b) For the Planning Department, a contract with the Town of Chesterfield to garage one CHAMP vehicle at no cost and to furnish diesel fuel therefor at the Town's actual cost.

**4. From the Regular Board Meeting:**

(a) For the Board of Elections, contract with NTS Data Services for mail check services for 2003, at a cost not to exceed \$6,500.00 from budgeted funds.

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

**AYES:           2843 votes**  
**NOES:           0 votes**  
**ABSENT:        0 votes**

**Resolution No. 165**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING APPOINTMENTS AND  
CHANGES TO POSITIONS IN COUNTY SERVICE**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and approves the following appointments and changes in county service, all to be performed in compliance with, as and if applicable, the Essex County Civil Service Rules and Regulations, and/or the current CSEA contract and/or the Essex County Personnel Policy Manual:

**1. From the Department of Public Works Committee:**

- (a) For the Department of Public Works - Highway Division, fill a vacant position of Motor Equipment Operator.

This resolution was duly seconded by Supervisors Dobie and Rushby, and adopted.

**Resolution No. 166**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AUTHORIZING APPLICATION FOR,  
AND ACCEPTANCE AND USE OF, GRANT FUNDS**

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

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

***BE IT RESOLVED***, that the Essex County Board of Supervisors hereby authorizes application for and, to the extent specifically noted below, the acceptance and use of the following grants:

**1. From the Public Safety Committee:**

(a) Emergency Services to apply for a Local Emergency Planning Committee grant from the State Emergency Management Office.

This resolution was duly seconded by Supervisors Ashworth and Kelly, and adopted.



**Resolution No. 167**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING  
AGENT TO GO TO BID, ACCEPT AND/OR REJECT BIDS,  
AND/OR PURCHASE VARIOUS ITEMS**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes and directs the County Purchasing Agent to go to bid and/or purchase in accordance with the Essex County Purchasing Policy (Resolution No. 320-97) the following:

**1. From the Public Safety Committee:**

(a) For the Sheriff's Department, purchase four Smith and Wesson 12-gauge shotguns from the Clinton County Sheriff's Department at a total cost of \$400.00 to be paid from Asset Forfeiture Funds.

**2. From the Finance/Tax Reduction/Mandate Relief Committee:**

(a) For the Real Property Tax Services Department, purchase a burster machine at a cost not to exceed \$7,925.00 to be paid from Capital Project 91 funds.

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

**AYES: 2843 votes**  
**NOES: 0 votes**  
**ABSENT: 0 votes**

**Resolution No. 168**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE DISPOSITION OF PROPERTIES  
ACQUIRED BY ESSEX COUNTY IN TAX SALE PROCEEDINGS**

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

Upon the recommendation of the Finance/Tax Reduction/Mandate Relief 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 disposition of the parcels of real property acquired in tax sale proceedings to the owner of record upon the terms and conditions that the purchaser(s):

- (a) be solely responsible for paying all back taxes plus the 11.5% buyer's premium prior to 5:00 p.m. on the day preceding the scheduled auction sale, such payment to be made by cash, certified or bank check, or postal money order;
- (b) be solely responsible for all recording fees and expenses, at the time of closing; and
- (c) take title subject to all liens and encumbrances of record and in effect as of the effective date of the County's tax lien(s) which were foreclosed upon.

**BE IT FURTHER RESOLVED** that in the event that any of said persons fail to pay the amount required in compliance with (a) above by certified funds prior to 5:00 p.m. on the day preceding the scheduled auction sale, then such parcel(s) shall be sold at the scheduled auction and all rights granted to such person(s) by this resolution shall automatically terminate; and

**BE IT FURTHER RESOLVED** that the Chairman of this Board and/or the County Manager are each hereby authorized and directed to execute all documents necessary to convey said parcels as authorized by this resolution.

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

**AYES: 2843 votes**  
**NOES: 0 votes**  
**ABSENT: 0 votes**

**Resolution No. 169**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AUTHORIZING ESSEX COUNTY TO BE THE  
SPONSORING AGENCY FOR THE APPLICATION TO THE NEW  
YORK STATE OFFICE OF PARKS AND RECREATION FOR THE  
2003-04 SNOWMOBILE GRANT**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes Essex County to be the sponsoring agency for the application to the New York State Office of Parks and Recreation for the 2003-2004 Snowmobile Grant.

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

**Resolution No. 170**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE EXPENDITURE OF \$43.45 TO  
THE FISHERIES DIRECTOR FOR THE PURCHASE OF CLOTHING**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the expenditure of \$43.45 to the Fisheries Director for the purchase of clothing to be used in the performance of his official County duties.

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

**AYES: 1575 votes**  
**NOES: 1268 votes (French, Merrihew, Jackson, O'Neill, Dobie,  
Moses, Morency, Dedrick, Ashworth)**  
**ABSENT: 0 votes**

**Resolution No. 171**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION DESIGNATING THE LAKE PLACID/ESSEX  
COUNTY VISITORS BUREAU AS THE ESSEX COUNTY  
TOURISM PROMOTION AGENCY AND CAROL JOANETTE AS  
THE PROJECT DIRECTOR FOR THE 2003-2004 I LOVE NEW  
YORK MATCHING FUNDS PROGRAM**

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

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

**WHEREAS**, Essex County is recognized as a main tourism designation; and

**WHEREAS**, there is a need for tourism promotion in Essex County.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby designates the Lake Placid/Essex County Visitors Bureau as the Essex County Tourism Promotion Agency and designates Carol Joannette as the Project Director for the 2003-2004 I Love New York Matching Funds Program.

This resolution was duly seconded by Supervisors Both and Kelly, and adopted.

**Resolution No. 172**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION PROVIDING FOR THE ADOPTION OF THE  
PROVISIONS OF SECTION 845 OF THE REAL PROPERTY  
TAX LAW FOR THE PURPOSE OF APPORTIONING THE  
NEXT ENSUING COUNTY TAX LEVY**

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

Upon the recommendation of the Finance/Tax Reduction/Mandate Relief Committee, with the approval of the Ways and Means Committee of this Body, and the same appearing proper and necessary.

**WHEREAS**, the last date to petition the State Board of Real Property Services for certification pursuant to Real Property Tax Law Section 845 is September 1 of each year; and

**WHEREAS**, the State Board determines whether a county shall be “certified” by four determining factors as follows:

- (1) Revaluation or update has been completed at the same percentage of value;
- (2) The said revaluation or update, as such been completed by a majority of towns in the same year;
- (3) The results of the revaluation or update have been entered on these town assessment rolls; and
- (4) Each has the same valuation data which is as current or more current than full value standard of the County rates computed by the State Board under Real Property Tax Law Section 842.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby petitions the State Board to certify the County pursuant to Real Property Tax Law Section 845; and

**BE IT FURTHER RESOLVED** that, if certified, County taxes shall be apportioned among the towns within the County as provided in Real Property Tax Law Section 845(3); and

**BE IT FURTHER RESOLVED** that on or before the first day of February of the next year, the Clerk of the Essex County Board of Supervisors shall transmit to the State Board in the form prescribed by it a statement for the preceding calendar year showing the taxable assessed value upon which the County tax has actually been levied.

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

**Resolution No. 173**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING TWO PART-TIME ELECTION CLERKS TO  
WORK ON AN AS-NEEDED BASIS FOR LESS THAN 20 HOURS PER  
WEEK EACH, WITH THE COSTS THEREOF TO BE PAID FROM FUNDS  
TRANSFERRED WITHIN THE BOARD OF ELECTIONS BUDGET**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes two part-time Election Clerks to work on an as-needed basis for less than 20 hours per week each, with the costs thereof to be paid from funds transferred within the Board of Elections Budget.

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

**AYES:           2649 votes**  
**NOES:           194 votes (Morrow)**  
**ABSENT:         0 votes**



**Resolution No. 174**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AUTHORIZING AN INCREASE IN THE PETTY  
CASH ACCOUNTS IN THE COUNTY CLERK'S OFFICE FROM  
\$100.00 TO \$150.00, AND TO ESTABLISH TWO DMV CHANGE  
BAGS OF \$100.00 FOR THE ELIZABETHTOWN OFFICE AND  
\$50.00 FOR THE TICONDEROGA OFFICE**

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

Upon the recommendation of the Finance/Tax Reduction/Mandate Relief 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 increase in the petty cash accounts in the County Clerk's Office from \$100.00 to \$150.00, and to establish two DMV change bags of \$100.00 for the Elizabethtown Office and \$50.00 for the Ticonderoga Office.

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

**AYES:           2843 votes**  
**NOES:           0 votes**  
**ABSENT:         0 votes**

**Resolution No. 175**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
LEWIS WILLIAM SANDERS III**

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

**WHEREAS**, Lewis William Sanders III, the son of Essex County Board of Elections Republican Commissioner Lewis W. Sanders, passed away on July 10, 2003; and

**WHEREAS**, Lewis Sanders was a loving son, brother, nephew, cousin and friend who will be sorely missed.

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

This resolution was unanimously seconded and adopted.

**Resolution No. 176**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION ESTABLISHING A JAIL COMMITTEE TASK FORCE**

The following resolution was offered by Supervisor Seney, 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 establishes a Jail Committee Task Force for the purpose of obtaining information and carrying out the decisions and directives of the Board of Supervisors relative to the new Jail project, the same to consist of the following persons: Chairman of the Board of Supervisors, Chairman of the Public Safety Committee, County Manager, County Sheriff, DPW Superintendent and County Attorney.

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

**Resolution No. 178**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION DECLARING AN EMERGENCY REGARDING THE  
ROOF OF THE COOPERATIVE EXTENSION BUILDING AT THE  
ESSEX COUNTY FAIRGROUNDS, AUTHORIZING THE COUNTY  
MANAGER TO ENTER INTO CONTRACTS AS SOON AS POSSIBLE  
FOR THE REPAIR/ REPLACEMENT THEREOF TO PROTECT THE  
PUBLIC HEALTH AND SAFETY, APPROPRIATING THE SUM OF  
\$20,664.00 FROM THE CONTINGENT ACCOUNT THEREFOR, AND  
AMENDING THE 2003 BUDGET ACCORDINGLY**

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

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

**WHEREAS**, the Board has been advised that the roof of the Cooperative Extension Building is damaged, severely leaking, and in need of immediate repair/replacement in order to protect public health and safety; and

**WHEREAS**, it is the determination of this Board that immediate action must and shall be taken to repair/replace the roof, and there is insufficient time to comply with General Municipal Law §103 requiring solicitation of competitive bids.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby declares that an emergency situation exists with regard to the roof of the Cooperative Extension Building at the Essex County Fairgrounds requiring immediate action which cannot await competitive bidding; and

**BE IT FURTHER RESOLVED** that County Manager be and he hereby is authorized and directed to enter into contracts and/or expend funds to effectuate immediate necessary repair/replacement of the roof to protect the public health and safety; and

**BE IT FURTHER RESOLVED** that this Board hereby appropriates the sum of \$20,664.00 from the contingent account (Account No. 19904-5487) for transfer to the 2003 Essex County budget (16202 5285) to pay the costs of such repair/replacement; and

**BE IT FURTHER RESOLVED** that this Board hereby amends the 2003 Essex County Budget accordingly.

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

**AYES:** 2843 votes  
**NOES:** 0 votes  
**ABSENT:** 0 votes

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<b>BUDGET IMPACT STATEMENT:</b>	
<i>Contingent Account Balance as of 8/04/03:</i>	\$ 377,560.00
<i>Reduction Impact of This Resolution:</i>	\$ 20,664.00
<i>FY2003 Contingent Account Balance:</i>	\$ 356,896.00

**Resolution No. 179**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE PURCHASE OF SIX BULLETPROOF  
VESTS FOR THE SHERIFF'S DEPARTMENT, ACCEPTING A GRANT  
AND AMENDING THE 2003 BUDGET ACCORDINGLY**

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

Upon the recommendation of the Finance/Tax Reduction/Mandate Relief 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 six bulletproof vests for the Sheriff's Department at a cost not to exceed \$3,342.00; and

**BE IT FURTHER RESOLVED** that this Board hereby authorizes acceptance of a Bulletproof Vest Partnership Grant in the amount of \$1,363.42 to be applied towards the purchase price; and

**BE IT FURTHER RESOLVED** that this Board hereby amends the 2003 Essex County Budget accordingly.

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

**AYES:           2843 votes**  
**NOES:           0 votes**  
**ABSENT:         0 votes**

**Resolution No. 180**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE  
WORKERS' COMPENSATION SELF-INSURANCE PLAN TO RENEW  
CONTRACTS WITH PERMA FOR WORKERS' COMPENSATION  
AND EMPLOYERS' LIABILITY INSURANCE FOR 2004**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the Administrator of the County Workers' Compensation Self-Insurance Plan to renew the contracts with PERMA for workers' compensation and employers' liability coverage for third-party administration and for GASBY 10 actuarial/accounting services for the Self-Insurance Plan for the Year 2004, at a cost of \$441,650.00, to be paid from 2004 Plan revenues.

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

**AYES:           2843 votes**  
**NOES:           0 votes**  
**ABSENT:        0 votes**

**Resolution No. 181**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION APPROVING CLARIFICATION OF THE PUBLIC  
HEALTH DEPARTMENT POLICY FOR PRIVATE PAY HOME  
HEALTH CARE SERVICES**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby approves clarification of the Public Health Department policy for private pay home health care services so as to specify that there will be no charge for visits made for the sole purpose of assessments or aide supervision.

This resolution was duly seconded by Supervisors Glebus and Kelly, and adopted.



**Resolution No. 182**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
JUSTIN WRISLEY GARVEY**

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

**WHEREAS**, Justin Wrisley Garvey, 23 years old, made the ultimate sacrifice, giving his life for his country on July 20, 2003; and

**WHEREAS**, Justin was born in the North Country and lived in Willsboro for the first five years of his life and spent a lot of time in Essex County visiting relatives while growing up; and

**WHEREAS**, Justin graduated from high school in 1998 and willingly joined the National Guard when he was a junior in high school, joined the army after high school completing basic training at Fort Benning, Georgia and thereafter served two tours of duty, one in Afghanistan and then was sent to Iraq to help defend his Country and help free the people of Iraq; and

**WHEREAS**, Justin was awarded with many honors while serving in the Army, including: four Army Achievement Medals, the Expert Infantryman's badge, the Combat Infantryman's badge, and the National Defense Service Ribbon; and will be honored with the Purple Heart and the Bronze Star; and

**WHEREAS**, Justin was a loving son, husband, brother, nephew, cousin and friend who will be sorely missed.

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

This resolution was unanimously seconded and adopted.

**Resolution No. 183**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
COLIN W. FINK**

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

**WHEREAS**, Colin W. Fink, the husband of longtime valued employee Essex County Public Health Educator Nancy Fink, passed away on July 26, 2003; and

**WHEREAS**, Colin lived the majority of his adult life in Essex County; and

**WHEREAS**, Colin served on the Town of Essex Planning Board for more than 9 years and served as its Chairman for 4 years, served as a member of the Adirondack Architectural Heritage Association; and

**WHEREAS**, Colin was a talented architect whose work will survive him and last for many generations; and

**WHEREAS**, Colin was a loving husband, father, son, brother, brother-in-law, nephew, uncle and friend who will be sorely missed; and

**WHEREAS**, Colin's rapid passing from good health to the beyond leaves his family, friends and the Community at large richer for his presence and poorer for his loss.

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

This resolution was unanimously seconded and adopted.

**Resolution No. 184**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
ROBERT J. KUGLER**

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

**WHEREAS**, Robert J. Kugler, an assessor for the Town of Schroon passed away on July 20, 2003; and

**WHEREAS**, Bob Kugler helped author the first planning documents for the Town of Schroon, served as chairman of the Planning Board since 1971, was elected as an assessor in 1981 and has served as the Chairman of the Board of Assessors since 1985; and

**WHEREAS**, Bob Kugler was a loving husband, father, brother, grandfather, uncle and friend who will be sorely missed.

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

This resolution was unanimously seconded and adopted.

**Resolution No. 185**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION AUTHORIZING A LETTER OF COMMITMENT TO  
THE MORIAH/PORT HENRY/ESSEX COUNTY ECONOMIC  
DEVELOPMENT ZONE IN THE AMOUNT OF \$25,000 FOR 2004**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Essex County Manager to issue a letter of commitment for \$25,000 to be placed in the 2004 Essex County Budget for the Moriah/Port Henry/Essex County Economic Development Zone .

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

**AYES:           2843 votes**  
**NOES:           0 votes**  
**ABSENT:         0 votes**

**Resolution No. 186**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING A CONTRACT WITH  
HAROFF AUCTION AND REALTY**

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

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

**BE IT RESOLVED** *that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board or the County Manager to enter into and execute a contract to Haroff Auction & Realty, Inc. for professional auction and marketing services with compensation therefor to be paid from a buyer's premium of 11.5%.*

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

**AYES:**           **2843 votes**  
**NOES:**           **0 votes**  
**ABSENT:**       **0 votes**

**Resolution No. 187**

**August 4, 2003  
Regular Board Meeting**

**RESOLUTION APPROVING THE 2003-2004 NORTH COUNTRY  
COMMUNITY COLLEGE OPERATING BUDGET AND  
AUTHORIZING THE APPROPRIATION OF \$937,350  
THEREFORE IN THE 2004 ESSEX COUNTY BUDGET**

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

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

**WHEREAS**, North Country Community College filed its tentative operating budget for the 2003-2004 year with the Clerk of this Board containing a total expenditure of \$8,492,900.00, with Essex County's sponsor share being \$937,350.00; and

**WHEREAS**, this Board of Supervisors, pursuant to due notice, conducted a public hearing on the tentative operating budget.

**BE IT RESOLVED** that the Essex County Board of Supervisors, after due consideration and contingent upon similar approval by Franklin County, hereby approves the 2003-2004 North Country Community College operating budget in the total amount of \$8,492,900.00, and authorizing the appropriation of \$937,350.00 in the 2004 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 Supervisors Seney, Moses and Dedrick, and adopted upon a roll-call vote as follows:

**AYES: 2843 votes**  
**NOES: 0 votes**  
**ABSENT: 0 votes**

**Resolution No. 188**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING COUNTY EMPLOYEES TO TRANSFER  
ACCRUED SICK LEAVE BENEFITS TO BONNIE HATHAWAY OF THE  
HORACE NYE HOME, CONTINGENT UPON EXECUTION BY CSEA OF  
A WRITTEN AGREEMENT AUTHORIZING SUCH TRANSFER**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes County employees to transfer, without any consideration being paid therefor, 58 hours (7.25 days) of accrued sick leave benefits to Bonnie Hathaway, an employee of the Horace Nye Home, by and upon completing and executing appropriate forms as required by the Personnel Officer; and

**BE IT FURTHER RESOLVED** that the transfer of sick leave benefits to/from bargaining unit employees shall be contingent upon execution by CSEA of a written agreement authorizing such transfer; and

**BE IT FURTHER RESOLVED** that the Chairman of this Board and/or the County Manager be and hereby is authorized to enter into and execute the aforesaid agreement once the same has been executed by CSEA.

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

**AYES: 2843 votes**  
**NOES: 0 votes**  
**ABSENT: 0 votes**

**Resolution No. 189**

**August 4, 2003**  
**Regular Board Meeting**

**RESOLUTION AUTHORIZING THE PURCHASE OF A VAN  
FOR THE PUBLIC HEALTH DEPARTMENT - WIC**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes and directs the County Purchasing Agent to purchase, in accordance with the Essex County Purchasing Policy (Resolution No. 320-97), a van for the Public Health Department - WIC, at a cost not to exceed \$16,345.00 from 2003 budgeted funds.

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

**AYES: 2843 votes**  
**NOES: 0 votes**  
**ABSENT: 0 votes**