

Resolution No. 15

February 6, 2006
Regular Board Meeting

**RESOLUTION ACCEPTING, ADOPTING AND PLACING ON FILE
THE 2005 WEIGHTS AND MEASURES ANNUAL REPORT**

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

Upon the recommendation of the Public Safety Committee, and the same appearing proper and necessary.

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

1. From the Public Safety Committee:

(a) The 2005 Weights and Measures Annual Report submitted by the Essex County Department of Weights and Measures.

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

Resolution No. 16

February 6, 2006
Regular Board Meeting

**RESOLUTION REQUESTING AN EXPLANATION FROM FEMA, SEMO AND
OUR FEDERAL REPRESENTATIVES AS TO THE DENIAL OF FLOOD
DISASTER REIMBURSEMENT FOR THE TOWNS OF CROWN POINT,
MORIAH, TICONDEROGA AND THE COUNTY OF ESSEX IN 2005**

The following resolution was offered by Supervisor Dedrick, 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.

WHEREAS, the Towns of Crown Point, Moriah, Ticonderoga and Essex County suffered flood damage in the year 2005; and

WHEREAS, the Essex County Office of Emergency Services submitted a request to FEMA and SEMO for a Federal Disaster Declaration in order to seek reimbursement and assistance for those three Townships and for the County infrastructure that was damaged; and

WHEREAS, FEMO and SEMO denied, without explanation, the request for a Federal Disaster Declaration; and

WHEREAS, the County of Essex is desirous of obtaining an explanation from FEMA, SEMO and our Federal representatives as to the denial of flood damage reimbursement and assistance in the County of Essex.

BE IT RESOLVED that a certified copy of this Resolution be sent together with a request for an

explanation to FEMA, Attention: Joseph F. Picciano, Acting Regional Director of Region 2, 26 Federal Plaza, New York, New York 10278, and SEMO, Attention: John Gibb, Director of New York State Emergency Management Office, 1220 Washington Avenue, Building 22, Suite 101, Albany, New York 12226-2251 and our Federal representatives as to the denial of flood disaster reimbursement for the Towns of Crown Point, Moriah, Ticonderoga and the County of Essex.

This resolution was unanimously seconded and adopted.

Resolution No. 17

February 6, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING 2005 MILEAGE REIMBURSEMENT FOR THREE
EMPLOYEES IN THE DISTRICT ATTORNEY'S OFFICE, IN THE TOTAL
AMOUNT OF \$909.63, WITH SUCH FUNDS TO BE PAID OUT OF THE 2005
UNAPPROPRIATED AND UNRESERVED FUND BALANCE**

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

Upon the recommendation and approval 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 and directs payment for mileage reimbursement for the three employees in the District Attorney's Office as set forth below in the total amount of \$909.63, with such funds to be paid out of the 2005 Unappropriated and Unreserved Fund Balance:

1. Matthew Norfolk for April 2005 in the amount of \$123.93
2. Matthew Norfolk for May 2005 in the amount of \$149.04
3. Tina Soloski for May 2005 in the amount of \$56.29
3. James Martineau, Jr. from 4/12/05 through 6/28/05 in the amount of \$580.37

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

AYES: 2453 votes
NOES: 0 votes
ABSENT: 390 votes (Scozzafava, Canon)

Resolution No. 18

February 6, 2006
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
LOUIS ALAN BURKE**

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

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

WHEREAS, *Louis Alan Burke, passed away peacefully on the 9th day of January, 2006,*

WHEREAS, *Louis Alan Burke was a valued and conscientious employee of Essex County having worked for many years for Essex County Buildings and Grounds prior to his retirement; and*

WHEREAS, *Louis Alan Burke was a loving husband, father, grandfather, brother, uncle and friend who will be sorely missed but never forgotten, and*

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 Louis Alan Burke; 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 Louis Alan Burke.*

This resolution was unanimously seconded and adopted.

Resolution No. 19

February 6, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING
AGENT TO GO TO BID, ACCEPT AND/OR REJECT BIDS FOR
THE RE-ENFORCEMENT OF THE FLOOR OF THE
SURROGATE'S COURT TO HOLD THEIR NEW FILING SYSTEM**

The following resolution was offered by Supervisor Morency, 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 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) relative to the re-enforcement of the floor under the Surrogate's Court to hold the new filing system of the Surrogate's Court.*

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

AYES: 2453 votes
NOES: 0 votes
ABSENT: 390 votes (Scozzafava, Canon)

Resolution No. 20

February 6, 2006
Regular Board Meeting

**RESOLUTION IN SUPPORT AND RECOGNITION OF THE GARVEY FARM,
CLOVERMEAD AND GUNNISON ORCHARDS FOR RECEIVING THE 2005
CHAMP FARMER AWARD**

The following resolution was offered by Supervisor Ashline, 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 recognizes and congratulates the Garvey Farms - Lee, Wayne and Sharon Garvey; Clovermead Farms-Sam and Denise Hendren; and Gunnison Orchards - Hugh, Kay and Will Gunnison, on their unanimous selection as recipients of the 2005 CHAMP Farmer Award, which award is given every five years to farmers that have implemented exemplary actions towards reducing the impact of their farms on the environment and for being leaders in Essex County Agriculture.

This resolution was unanimously seconded and adopted.

Resolution No. 21

February 6, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING PARTICIPATION IN THE ZAP PROGRAM, AT A
COST OF \$150.00, FOR DISTRIBUTION OF THE COUNTY'S LEGISLATIVE
AGENDA**

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

Upon the recommendation of the Legislative 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 participation in the ZAP Program, at a cost of \$150.00, for the distribution of the County's Legislative Agenda.

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

AYES: ~~2453~~ votes
NOES: 0 votes
ABSENT: 390 votes (Scozzafava, Canon)

Resolution No. 22

February 6, 2006
Regular Board Meeting

**RESOLUTION IN OPPOSITION TO S. 852, THE "FAIR ACT", REGARDING
ASBESTOS POISONING**

The following resolution was offered by Supervisor Moses, 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 declares its opposition to S. 852, the "Fair Act", regarding asbestos poisoning.

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

Resolution No. 23

February 6, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING DISPOSITION OF CERTAIN SURPLUS MOTOR
VEHICLES**

The following resolution was offered by Supervisor Dobie, 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 declares the following motor vehicles to be surplus and authorizes and directs that they be sold as surplus property:

	<u>Dept.</u>	<u>Description</u>	<u>VIN No.</u>
1.	Solid Waste	1990 Brothers Loan Runner trailer	1B9CC4021LM187129
2.	Solid Waste	1990 Brothers Loan Runner trailer	1B9CC4021LM187127
3.	Solid Waste	1990 Brothers Loan Runner trailer	1B9CC4021LM187124
4.	HNH	1992 Ford Van	1FBHE31H8NHA60213
5.	DPW	1992 Ford F-350	1FDJF37M1NNA65670
6.	Public H.	1997 Ford Taurus Wagon	1FALP57U7VG263315
7.	DSS	1997 Ford Aerostar	1FMCA11U9VZB32495
8.	DSS	1999 Plymouth Breeze	1P3EJ46C2XN657455
9.	DSS	1999 Ford Taurus	1FAFP58U0XA259804
10.	Sheriff	1999 Ford Crown Victoria	2FAFP71W6XX200433
11.	E/S	2000 Ford Expedition	1FMPU16L8YLB62359
12.	Mental H.	1989 Chevrolet Gladiator Van	

BE IT FURTHER RESOLVED that these vehicles will be sold in an "as is - where is" condition and that any and all solicitations, RFP's, bids or requests for quotes will contain this language and will further state that the County of Essex makes no warranties, express or implied, as to the fitness for a particular purpose or condition of said motor vehicles.

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

AYES: 2453 votes
NOES: 0 votes
ABSENT: 390 votes (Scozzafava, Canon)

Resolution No. 24

February 6, 2006
Regular Board Meeting

**RESOLUTION AMENDING RESOLUTION NO. 134 of 2002 TO INCLUDE THE
CHIEF DEPUTY SHERIFF AND THE JAIL ADMINISTRATOR IN THE
EXPERIENCE CHART FOR SHERIFF DEPARTMENT EMPLOYEES,
EFFECTIVE FEBRUARY 6, 2006**

The following resolution was offered by Supervisor Morrow, 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, the Personnel Officer has recommended that the positions of Chief Deputy Sheriff and Jail Administrator be included in the experience chart for Sheriff Department employees, effective February 6, 2006;

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends Resolution No. 134 of 2002 to include the Chief Deputy Sheriff and the Jail Administrator in the experience chart for Sheriff Department employees, effective February 6, 2006.

This resolution was duly seconded by Supervisor Ashworth and Supervisor Jackson, and adopted.

Resolution No. 25

February 6, 2006
Regular Board Meeting

RESOLUTION AMENDING THE 2006 ESSEX COUNTY BUDGET

The following resolution was offered by Supervisor Morency, 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 amends the 2006 Essex County Budget as follows:

1. FOR THE DEPARTMENT OF SOCIAL SERVICES:

(A) For the Department of Social Services increased revenues (6070400-5400HCST-CST IV) in the amount of \$14,511.00 and appropriations (6010.44670-Fed Aid Administration) in the amount of \$14,511.00.

(B) For the Department of Social Services increased revenues (6010 44611 Fed. Aid FS) in a total amount of \$60,050.00 and appropriations (60105-5COOP-EXT. FS) in the total amount of \$60,050.00.

(C) For the Department of Social Services increased revenues (610 44670 Fed. Aid Admin.) in a total amount of \$15,838.00 and appropriations (6070400-5400CST6 CST6) in the total amount of \$15,838.00.

(D) For the Department of Social Services increased revenues (6010 44609 Fed. Aid.) and appropriations (6109487 5487 Family Assist - Misc.) in the total amount of \$23,741.00.

2. FOR THE EMERGENCY SERVICES DEPARTMENT:

(A) For the Emergency Services Department increased revenues (36404-44060 GIS Grant) and appropriations (36404-5440GIS GIS Grant) in the total amount of \$30,000.00.

(B) For the Emergency Services Department increased revenues (44389060 LEPC Grant) and appropriations (36404-5487LEPCC) in the total amount of \$1,545.24.

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

AYES: 2453votes
NOES: 0 votes
ABSENT: 390 votes (Scozzafava, Canon)

Resolution No. 26

**February 6, 2006
Regular Board Meeting**

**RESOLUTION OF APPRECIATION TO CHARLY WOLSON FOR HIS SERVICE
IN IRAQ AND WELCOMING HIM BACK TO THE INFORMATION SYSTEMS
DEPARTMENT**

The following resolution was offered by Supervisor Merrihew, 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, Charly Wolson has returned from service in Iraq as a member of our Armed Forces; and

WHEREAS, upon his return from active service Charly will resume his position with the Information Services Department; and

WHEREAS, the Essex County Board of Supervisors wishes to express its sincere and deep appreciation and respect to Charly Wolson for his unselfish service as a member of our Armed Services in Iraq.

NOW, THEREFORE, BE IT RESOLVED that the Essex County Board of Supervisors hereby extends its deepest and sincere appreciation, thanks and respect to Charly Wolson for his unselfish and

patriotic service to his country as a member of our Armed Services in Iraq and hereby warmly welcomes him back to the Information Services Department.

This resolution was unanimously seconded and adopted.

Resolution No. 27

February 6, 2006

Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
JAMES H. WEST**

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

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

WHEREAS, *the Hon. James H. West passed away on January 23, 2006, surrounded by his loving family; and*

WHEREAS, *the Hon. James H. West was the Town Justice of the Town of Newcomb having honorably and exemplarily served for thirty years in such capacity; having also worked for the last five years for the Office of Court Administration as a Junior Court Analyst; and*

WHEREAS, *the Hon. James H. West served in the United States Navy aboard the USS Galveston for four years during the Vietnam War and was honorably discharged; and*

WHEREAS, *the Hon. James H. West was a member and officer of the Newcomb United Methodist Church, a member and past President of the Newcomb Lions Club, a member of the VFW Post 918 and a member of the Newcomb Volunteer Fire Department; and*

WHEREAS, *the Hon. James H. West was a loving husband, father, grandfather, brother, uncle and friend who will be sorely missed but never forgotten, and*

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 the Hon. James H. West; 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 the Hon. James H. West.

This resolution was unanimously seconded and adopted.

Resolution No. 28

February 6, 2006
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
DONALD E. HATHAWAY**

The following resolution was offered by Supervisor Ashline, 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, Donald E. Hathaway passed away on January 23, 2006;

WHEREAS, Donald E. Hathaway served in Europe during World War II and was honorably discharged after having been a prisoner of war; and

WHEREAS, Donald E. Hathaway for many, many years operated Hathaway & Son Barber Shop and the Tropical Fish Shop located in Willsboro, New York, and was a frequent contributor and writer for "The Valley News"; and

WHEREAS, Donald E. Hathaway enjoyed music, having organized the "Hay Lofter's"; and

WHEREAS, Donald E. Hathaway was the beloved husband of Florence (Flossie) Hathaway, the longtime Supervisor of the Town of Willsboro; and

WHEREAS, Donald E. Hathaway was a loving husband, father, grandfather, brother, uncle and friend; and

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 Donald E. Hathaway; 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 Donald E. Hathaway.

This resolution was unanimously seconded and adopted.

Resolution No. 29

February 6, 2006
Regular Board Meeting

RESOLUTION AUTHORIZING THE PAYMENT OF INVOICE NO. 8509 IN THE AMOUNT OF \$11,310.35 FOR THE REPAIR OF TRUCK FRAMES AND INVOICE NO. 8556 IN THE AMOUNT OF \$1,989.66 FOR TOWING AND TO REPLACE THE ENGINE TURBO CHARGER IN VEHICLE NO. SW-22 SERKIL

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes the payment of Invoice No. 8509 in the amount of \$11,310.35 for the repair of truck frames No. SW-1 through SW-5 and the payment of Invoice No. 8556 in the amount of \$1,989.66 for towing and to replace the engine turbo charger in vehicle no. SW-22 Serkil LLC pursuant to the terms of a Stipulation of Settlement dated November 1, 1999, and as thereafter renewed.

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

AYES: ~~26~~ 4s
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 30

February 6, 2006
Regular Board Meeting

**RESOLUTION TO GRADE THE POSITION OF DEPUTY DIRECTOR OF
EMERGENCY SERVICES TO GRADE 9 M/C**

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

Upon 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 that the position of Deputy Director of Emergency Services be graded to a Grade 9 M/C pursuant to the recommendation of the Personnel Director.

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

AYES: 2804 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 31

February 6, 2006
Regular Board Meeting

**RESOLUTION AUTHORIZING THE ESSEX COUNTY TREASURER TO CANCEL
THE RELEVY PENALTIES ON FOUR PROPERTY'S AND TO REFUND SUCH
AMOUNTS**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors, pursuant to Real Property Tax Law Section 1182, hereby authorizes the Essex County Treasurer to cancel the relevy penalties on the hereinbelow four properties and to refund such amounts to the individual property owners as hereinbelow set forth:

1. Carl Buesser - Tax Map #1.84-1-4.000/Account #575J194007 - \$35.80
2. Jon Joseph - Tax Map #13.056-3-15.000/Account #702A101805 - \$58.96
3. David Theodorowicz - Tax Map #17.4-1-28.112/Account #615J189011 - \$87.30
4. Thomas O'Neill - Tax Map #27.2-2-45.000/Account #615J108804 - \$118.83

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

AYES: 2804 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 32

February 6, 2006

Regular Board Meeting

RESOLUTION OF CONDOLENCE TO THE FAMILY OF

JOHN F. BRIGGS

The following resolution was offered by Supervisor Scozzafava, 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.

WHEREAS, John F. Briggs, passed away on the 10th day of January, 2006, surrounding by his loving family; and

WHEREAS, John F. Briggs was survived by his wife, Kim Briggs, an employee of Horace Nye Nursing Home, and his five children, Jennifer Briggs, an employee of the Essex County Department of Motor Vehicles; John Briggs Jr. of Corinth, New York; Tara Mero of Mineville, New York; Abbey Briggs of Boston, Massachusetts; and Dillon Briggs of Mineville, New York; together with his mother and step-father, Helen and Bill Conway of Moriah Center, New York. He is also survived by four brothers, Dick, Tom, Steven and Glenn and two sisters, Vicky Boyea and Julie Hargett; and

WHEREAS, John F. Briggs was a loving husband, son, father, grandfather, brother, uncle and friend who will be sorely missed but never forgotten, and

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 John F. Briggs; 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 John F. Briggs.

This resolution was unanimously seconded and adopted.

**RESOLUTION INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2006
PROVIDING FOR AND IMPLEMENTING THE ALTERNATIVE VETERAN'S
EXEMPTION PROVISIONS OF REAL PROPERTY TAX LAW SECTION 458-A**

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

Upon the recommendations and approval of the Ways and Means Committee of this body, and the same appearing proper and necessary.

BE IT RESOLVED that the Essex County Board of Supervisors hereby introduces proposed Local Law No. 2 of 2006 entitled "Local Law No. 2 of the year 2006 - a local law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A" as follows:

ESSEX COUNTY LOCAL LAW NO. 2 of 2006

A local law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A.

1. Pursuant to the provisions of New York State Real Property Law Section 458-A (2)(d)(ii), the maximum exemption allowable pursuant to Real Property Tax Law Section 458(a)(2)(a) shall be \$15,000.00 (fifteen thousand dollars), the maximum exemption allowable pursuant to Real Property Tax Law Section 458(a)(2)(b) shall be \$10,000.00 (ten thousand dollars) and the maximum exemption allowable under Real Property Tax Law Section 458(a)(2)(c) shall be \$50,000.00 (fifty thousand dollars).

2. Section 2 of Local Law No. 6 for the year 1990 entitled "A Local Law to repeal Local Law #3 of 1984 and provide for the Alternative Veteran's Tax Exemption under Real Property Tax Law Section 458-A" is hereby amended as set forth in Paragraph 1 above.

3. This Local Law shall take effect immediately upon the filing with the Office of the Secretary of State and shall apply to qualifying residential real property and qualified owners who have applied for and been granted exemptions in accordance with Real Property Tax Law Section 458-A commencing with the assessment roll prepared for the County of Essex for the taxable status date of March 1, 2006, and thereafter.

AND 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 17th day of February, 2006, at 10:30 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 publish a Notice of such Hearing in the designated County newspapers at least five (5) days prior to said Hearing.

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

AYES: 2804 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 34

February 6, 2006
Regular Board Meeting

RESOLUTION APPROPRIATING THE SUM OF \$1,400.00 FROM THE 2005 UNAPPROPRIATED UNRESERVED FUND BALANCE FOR TRANSFER TO THE EMERGENCY SERVICES DEPARTMENT TO COVER HAZMAT FUNDS FOR TRAINING, AND AMENDING THE 2006 BUDGET ACCORDINGLY

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

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

BE IT RESOLVED that this Board hereby appropriates the sum of \$1,400.00 from the 2005 unappropriated unreserved fund balance (Account No. 3909) for transfer to the 2006 Emergency Services Department (Dept. 3640) Account No. 5487HAZ to cover HAZMAT Funds for training, and amending the 2006 Budget accordingly.

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

AYES: 2804votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 35

February 6, 2006
Regular Board Meeting

RESOLUTION IN SUPPORT OF THE SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ADMINISTERED BY THE GOVERNOR'S OFFICE OF SMALL CITIES

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

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

WHEREAS, Essex County has suffered significant economic decline in the post-industrial years leaving many of our families jobless, underemployed and in financial despair, and

WHEREAS, the low and moderate income communities throughout Essex County benefit greatly from the housing, economic development, and public facilities program as offered by the Governor's Office of Small Cities (GOSC), and

WHEREAS, the State of New York GOSC has done an exemplary job of administering the US Department of Housing and Urban Development, Small Cities Block Grant Program, and

WHEREAS, this indispensable program suffered a 12% funding reduction in the current, 2005 federal budget.

NOW, THEREFORE, BE IT RESOLVED that the Essex County Board of Supervisors does hereby request that funding for the Small Cities Community Development Block Grant be maintained at current levels in the 2006 federal budget and if possible that the funding cuts from last year be restored to their prior levels.

BE IT FURTHER RESOLVED that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to: Senator Charles Schumer, Senator Hillary Rodham Clinton, Congressman John Sweeney, Congressman John McHugh, the New York State Congressional Delegation, Governor George Pataki, Senator Elizabeth O'C. Little, Assemblywoman Teresa Sayward, Senate Majority Leader Joseph Bruno and Assembly Speaker Sheldon Silver.

This resolution was unanimously seconded and adopted.

Resolution No. 36

February 6, 2006
Regular Board Meeting

**RESOLUTION AMENDING THE 2006
ESSEX COUNTY BUDGET AND AUTHORIZING THE EXPENDITURE OF
FUNDS FOR SNOWMOBILE TRAILS**

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 amends the 2006 Essex County Budget by increasing revenues (7180-43889SA-SA Snowmobile Trails) and appropriations (A71804-5487-Snowmobile Trails) in the amount of \$80,825.00 from a State Grant for snowmobile trails; and

BE IT RESOLVED that such funds shall be expended to each of the following snowmobile clubs in accordance with the percentage of mileage each club maintains to the 198 miles of snowmobile trails in Essex County:

1. Mountain Lakers Snowmobile Club in Willsboro - 70 miles
2. Moriah Snowmobile Club - 24 miles
3. Adirondack Trail Riders Snowmobile Club of Ticonderoga - 35 miles
4. Schroon Lake Snowmobile Club - 39 miles
5. Newcomb Snowmobile Club - 10 miles
6. Lake Placid Snowmobile Club - 20 miles

BE IT RESOLVED that the participating Town shall provide documentation and information regarding the actual work performed on the trails in order to receive the final 30% of the Grant Funds.

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

AYES: 2804 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 37

February 6, 2006
Regular Board Meeting

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

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes 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:

(a) Create and fill a position of Emergency Services Call Taker-Dispatcher (Grade 8-Competitive, \$14.11/hour) in the Department of Emergency Services.

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

AYES: 2804votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 38

February 6, 2006
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
JAMES J. GEORGE**

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

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

WHEREAS, James J. George passed away on February 4, 2006; and

WHEREAS, James J. George honorably served his country during World War II having been stationed in England with the 8th US Air Force; and

WHEREAS, James J. George was a life-long resident, favorite son and businessman of AuSable Forks, Town of Black Brook, Clinton County, New York, having managed the Indole Golf Course for more than 30 years; and

WHEREAS, James J. George was a dedicated and selfless public servant of AuSable Forks and the Town of Black Brook, having been elected Supervisor of the Town of Black Brook in 1957 and having held that office for 25 years until he retired from office in 1981; and

WHEREAS, James J. George, as Supervisor of the Town of Black Brook, was instrumental in improving and modernizing the infrastructure of the Town of Black Brook through the completion of the AuSable Forks Water System, a new Town Hall, Town Garage and Medical Center; and

WHEREAS, James J. George is survived by his beloved wife, Shirley; one brother, Don from Pennsylvania; and two sisters, Terry Brawner and Helen Francis, both of Plattsburgh; and

WHEREAS, James J. George was a loving husband, brother, uncle and friend and will be missed; and

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 James J. George; 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 James J. George.

This resolution was unanimously seconded and adopted.

Resolution No. 39

February 17, 2006
Special Board Meeting

**RESOLUTION ADOPTING LOCAL LAW NO. 2 OF 2006 PROVIDING FOR AND
IMPLEMENTING THE ALTERNATIVE VETERAN'S EXEMPTION PROVISIONS
OF REAL PROPERTY TAX LAW SECTION 458-A**

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

WHEREAS, by Resolution No. 33 duly adopted at a Regular Board Meeting held on the 6th day of February, 2006, this Board of Supervisors introduced Local Law No. 2 of 2006 entitled "Local Law No. 2 of the year 2006 - a Local Law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A", and scheduled a public hearing thereon on the 17th day of February, 2006, at 9:30 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

WHEREAS, such Local Law, in its final form, has been placed on the desks or tables of all members of the Board of Supervisors for a period of seven (7) or more days, exclusive of Sunday, before any action was taken thereon, and

WHEREAS, the aforesaid public hearing has been held by this Board, and due deliberation having been had regarding said proposed Local Law and the comments made with respect thereto at said public hearing.

BE IT RESOLVED that the Essex County Board of Supervisors hereby adopts Local Law No. 2 of 2006 entitled "Local Law No. 2 of the year 2006 - a Local Law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A", such Local Law reading and providing as follows:

ESSEX COUNTY LOCAL LAW NO. 2 of 2006

A local law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A.

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

- 1. Pursuant to the provisions of New York State Real Property Law Section 458-A (2)(d)(ii), the maximum exemption allowable pursuant to Real Property Tax Law Section 458(a)(2)(a) shall be \$15,000.00 (fifteen thousand dollars), the maximum exemption allowable pursuant to Real Property Tax Law Section 458(a)(2)(b) shall be \$10,000.00 (ten thousand dollars) and the maximum exemption allowable under Real Property Tax Law Section 458(a)(2)(c) shall be \$50,000.00 (fifty thousand dollars).**
- 2. Section 2 of Local Law No. 6 for the year 1990 entitled "A Local Law to repeal Local Law #3 of 1984 and provide for the Alternative Veteran's Tax Exemption under Real Property Tax Law Section 458-A is hereby amended as set forth in Paragraph 1 above.**
- 3. This Local Law shall take effect immediately upon the filing with the Office of the Secretary of State and shall apply to qualifying residential real property and qualified owners who have applied for and been granted exemptions in accordance with Real Property Tax Law Section 458-A commencing with the assessment roll prepared for the County of Essex for the taxable status date of March 1, 2006, and thereafter.**

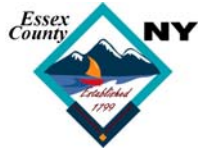
This resolution was duly seconded by Supervisor Douglas and adopted upon a roll-call vote as follows:

**AYES: 2350 votes
NOES: 0 votes
ABSENT: 493 votes (Morency and Dedrick)**

STATE OF NEW YORK, COUNTY OF ESSEX)ss:

I, DEBORAH L. PALMER, Clerk of the Essex County Board of Supervisors, do hereby certify that I have compared the foregoing copy with the original resolution filed in this office on the 17th day of February, 2006, and that it is a correct and true copy thereof.

IN TESTIMONY THEREOF, I have hereunto set my hand and affixed my official seal this 17th day of February, 2006.



Deborah L. Palmer
Clerk of the Essex County Board of Supervisors

Resolution No. 36

February 6, 2006
Regular Board Meeting

**RESOLUTION AMENDING THE 2006
ESSEX COUNTY BUDGET AND AUTHORIZING THE EXPENDITURE OF
FUNDS FOR SNOWMOBILE TRAILS**

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 amends the 2006 Essex County Budget by increasing revenues (7180-43889SA-SA Snowmobile Trails) and appropriations (A71804-5487-Snowmobile Trails) in the amount of \$80,825.00 from a State Grant for snowmobile trails; and

BE IT RESOLVED that such funds shall be expended to each of the following snowmobile clubs in accordance with the percentage of mileage each club maintains to the 198 miles of snowmobile trails in Essex County:

1. Mountain Lakers Snowmobile Club in Willsboro - 70 miles
2. Moriah Snowmobile Club - 24 miles
3. Adirondack Trail Riders Snowmobile Club of Ticonderoga - 35 miles
4. Schroon Lake Snowmobile Club - 39 miles
5. Newcomb Snowmobile Club - 10 miles
6. Lake Placid Snowmobile Club - 20 miles

BE IT RESOLVED that the participating Town shall provide documentation and information regarding the actual work performed on the trails in order to receive the final 30% of the Grant Funds.

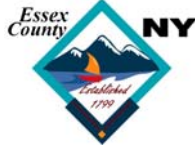
This resolution was duly seconded by Supervisor Seney, and adopted upon a roll call vote as follows:

AYES: 2804 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

STATE OF NEW YORK, COUNTY OF ESSEX)ss:

I, DEBORAH L. PALMER, Clerk of the Essex County Board of Supervisors, do hereby certify that I have compared the foregoing copy with the original resolution filed in this office on the 6th day of February, 2006, and that it is a correct and true copy thereof.

IN TESTIMONY THEREOF, I have hereunto set my hand and affixed my official seal this 6th day of February, 2006.



***Deborah L. Palmer
Clerk of the Essex County
Board of Supervisors***

Resolution No. 34

February 6, 2006
Regular Board Meeting

RESOLUTION APPROPRIATING THE SUM OF \$1,400.00 FROM THE 2005 UNAPPROPRIATED UNRESERVED FUND BALANCE FOR TRANSFER TO THE EMERGENCY SERVICES DEPARTMENT TO COVER HAZMAT FUNDS FOR TRAINING, AND AMENDING THE 2006 BUDGET ACCORDINGLY

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

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

BE IT RESOLVED that this Board hereby appropriates the sum of \$1,400.00 from the 2005 unappropriated unreserved fund balance (Account No. 3909) for transfer to the 2006 Emergency Services Department (Dept. 3640) Account No. 5487HAZ to cover HAZMAT Funds for training, and amending the 2006 Budget accordingly.

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

AYES: ~~20~~ 40 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 35

February 6, 2006
Regular Board Meeting

RESOLUTION IN SUPPORT OF THE SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ADMINISTERED BY THE GOVERNOR'S OFFICE OF SMALL CITIES

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

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

WHEREAS, Essex County has suffered significant economic decline in the post-industrial years leaving many of our families jobless, underemployed and in financial despair, and

WHEREAS, the low and moderate income communities throughout Essex County benefit greatly from the housing, economic development, and public facilities program as offered by the Governor's Office of Small Cities (GOSC), and

WHEREAS, the State of New York GOSC has done an exemplary job of administering the US Department of Housing and Urban Development, Small Cities Block Grant Program, and

WHEREAS, this indispensable program suffered a 12% funding reduction in the current, 2005 federal budget.

NOW, THEREFORE, BE IT RESOLVED that the Essex County Board of Supervisors does hereby request that funding for the Small Cities Community Development Block Grant be maintained at current levels in the 2006 federal budget and if possible that the funding cuts from last year be restored to their prior levels.

BE IT FURTHER RESOLVED that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to: Senator Charles Schumer, Senator Hillary Rodham Clinton, Congressman John Sweeney, Congressman John McHugh, the New York State Congressional Delegation, Governor George Pataki, Senator Elizabeth O'C. Little, Assemblywoman Teresa Sayward, Senate Majority Leader Joseph Bruno and Assembly Speaker Sheldon Silver.

This resolution was unanimously seconded and adopted.

Resolution No. 36

**February 6, 2006
Regular Board Meeting**

**RESOLUTION AMENDING THE 2006
ESSEX COUNTY BUDGET AND AUTHORIZING THE EXPENDITURE OF
FUNDS FOR SNOWMOBILE TRAILS**

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 amends the 2006 Essex County Budget by increasing revenues (7180-43889SA-SA Snowmobile Trails) and appropriations (A71804-5487-Snowmobile Trails) in the amount of \$80,825.00 from a State Grant for snowmobile trails; and

BE IT RESOLVED that such funds shall be expended to each of the following snowmobile clubs in accordance with the percentage of mileage each club maintains to the 198 miles of snowmobile trails in Essex County:

- 1. Mountain Lakers Snowmobile Club in Willsboro - 70 miles**
- 2. Moriah Snowmobile Club - 24 miles**
- 3. Adirondack Trail Riders Snowmobile Club of Ticonderoga - 35 miles**
- 4. Schroon Lake Snowmobile Club - 39 miles**
- 5. Newcomb Snowmobile Club - 10 miles**
- 6. Lake Placid Snowmobile Club - 20 miles**

BE IT RESOLVED that the participating Town shall provide documentation and information regarding the actual work performed on the trails in order to receive the final 30% of the Grant Funds.

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

AYES: 2804 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 38

February 6, 2006

Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
JAMES J. GEORGE**

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

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

WHEREAS, James J. George passed away on February 4, 2006; and

WHEREAS, James J. George honorably served his country during World War II having been stationed in England with the 8th US Air Force; and

WHEREAS, James J. George was a life-long resident, favorite son and businessman of AuSable Forks, Town of Black Brook, Clinton County, New York, having managed the Indole Golf Course for more than 30 years; and

WHEREAS, James J. George was a dedicated and selfless public servant of AuSable Forks and the Town of Black Brook, having been elected Supervisor of the Town of Black Brook in 1957 and having held that office for 25 years until he retired from office in 1981; and

WHEREAS, James J. George, as Supervisor of the Town of Black Brook, was instrumental in improving and modernizing the infrastructure of the Town of Black Brook through the completion of the AuSable Forks Water System, a new Town Hall, Town Garage and Medical Center; and

WHEREAS, James J. George is survived by his beloved wife, Shirley; one brother, Don from Pennsylvania; and two sisters, Terry Brawner and Helen Francis, both of Plattsburgh; and

WHEREAS, James J. George was a loving husband, brother, uncle and friend and will be missed; and

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 James J. George; 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 James J. George.

This resolution was unanimously seconded and adopted.

Resolution No. 37

February 6, 2006
Regular Board Meeting

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

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes 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:

(a) Create and fill a position of Emergency Services Call Taker-Dispatcher (Grade 8-Competitive, \$14.11/hour) in the Department of Emergency Services.

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

AYES: 200~~1~~es
NOES: 0 votes
ABSENT: 39 votes (Canon)

Resolution No. 39

February 17, 2006
Special Board Meeting

**RESOLUTION ADOPTING LOCAL LAW NO. 2 OF 2006 PROVIDING FOR AND
IMPLEMENTING THE ALTERNATIVE VETERAN'S EXEMPTION PROVISIONS
OF REAL PROPERTY TAX LAW SECTION 458-A**

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

WHEREAS, by Resolution No. 33 duly adopted at a Regular Board Meeting held on the 6th day of February, 2006, this Board of Supervisors introduced Local Law No. 2 of 2006 entitled "Local Law No. 2 of the year 2006 - a Local Law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A", and scheduled a public hearing thereon on the 17th day of February, 2006, at 9:30 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

WHEREAS, such Local Law, in its final form, has been placed on the desks or tables of all members of the Board of Supervisors for a period of seven (7) or more days, exclusive of Sunday, before any action was taken thereon, and

WHEREAS, the aforesaid public hearing has been held by this Board, and due deliberation having been had regarding said proposed Local Law and the comments made with respect thereto at said public hearing.

BE IT RESOLVED that the Essex County Board of Supervisors hereby adopts Local Law No. 2 of 2006 entitled "Local Law No. 2 of the year 2006 - a Local Law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A", such Local Law reading and providing as follows:

ESSEX COUNTY LOCAL LAW NO. 2 of 2006

A local law providing for and implementing the Alternative Veteran's Exemption Provisions of Real Property Tax Law Section 458-A.

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

1. Pursuant to the provisions of New York State Real Property Law Section 458-A (2)(d)(ii), the maximum exemption allowable pursuant to Real Property Tax Law Section 458(a)(2)(a) shall be \$15,000.00 (fifteen thousand dollars), the maximum exemption allowable pursuant to Real Property Tax Law Section 458(a)(2)(b) shall be \$10,000.00 (ten thousand dollars) and the maximum exemption allowable under Real Property Tax Law Section 458(a)(2)(c) shall be \$50,000.00 (fifty thousand dollars).

2. Section 2 of Local Law No. 6 for the year 1990 entitled "A Local Law to repeal Local Law #3 of 1984 and provide for the Alternative Veteran's Tax Exemption under Real Property Tax Law Section 458-A is hereby amended as set forth in Paragraph 1 above.

3. This Local Law shall take effect immediately upon the filing with the Office of the Secretary of State and shall apply to qualifying residential real property and qualified owners who

have applied for and been granted exemptions in accordance with Real Property Tax Law Section 458-A commencing with the assessment roll prepared for the County of Essex for the taxable status date of March 1, 2006, and thereafter.

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

AYES: 2350 votes
NOES: 0 votes
ABSENT: 493 votes (Morency and Dedrick)