

Resolution No. 94

April 2, 2007
Regular Board Meeting

RESOLUTION AUTHORIZING AN EXTENSION OF THE CONTRACT WITH KIMBALL ASSOCIATES UNTIL OCTOBER 31, 2007 TO COMPLETE THE RADIO DESIGN, PROCURE AND INSTALLATION PHASE OF THE PROJECT WITH THE FUNDS TO COME OUT OF THE RADIO CAPITAL PROJECT, IN AN AMOUNT NOT TO EXCEED \$88,000.00

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes an extension of the existing contract with Kimball Associates until October 31, 2007 for the purposes of completing the radio design, procurement and installation phase of the project, which funds are to be paid from the existing \$500,000 serial bonds/bond anticipation note to be issued pursuant to Resolution No. 378 of the Essex County Board of Supervisors dated December 4, 2006.

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

AYES:	2,804	votes	
NOES:	0	votes	
ABSENT:	39	votes	(Canon)

Resolution No. 95

April 2, 2007
Regular Board Meeting

RESOLUTION APPROVING THE 2007 ALTERNATIVES TO INCARCERATION PLAN RECOMMENDED BY THE ESSEX COUNTY ATI ADVISORY BOARD, AND AUTHORIZING SUBMISSION OF AN APPLICATION TO NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR APPROVAL OF THE ATI PLAN AND FOR ALTERNATIVES TO INCARCERATION CLASSIFICATION FUNDING

The following resolution was offered by Supervisor Connell, 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 approves the Alternatives to Incarceration plan recommended by the Essex County ATI Advisory Board, and does further authorize the submission of an application to the New York State Division of Probation and Correctional Alternatives for Alternatives to Incarceration classification funding.

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

Resolution No. 96

April 2, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING AGENT TO OBTAIN
PRICE QUOTES AND/OR PURCHASE UNDER STATE CONTRACT FOR THE
PUBLIC HEALTH DEPARTMENT FOR FOUR AED TRAINING SYSTEMS
AT A COST NOT TO EXCEED \$1,800.00,
WITH FUNDS TO COME FROM THE CONTINGENCY ACCOUNT**

The following resolution was offered by Supervisor Douglas, 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, in order to comply with the 2006 mandates, the County is required to train all nurses at Public Health and all nurses at the Horace Nye Home with respect to CPR which necessitates the purchase of four new defib trainers; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the County Purchasing Agent to obtain price quotes and/or purchase

under State contract for the Public Health Department four AED training systems, at a cost not to exceed \$1,800.00 with the funds to come from the Contingency account; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes appropriating the sum of \$1,800.00 from the Contingency Account (19904.5487) into the Public Health Account #41904 5400 INV to fund the purchase of the four life pack AED training systems.

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

AYES: 2,804 votes
NOES: 0 votes
ABSENT: 39 votes (Canon)

BUDGET IMPACT STATEMENT:	
<i>Contingent Account Balance as of 3/28/07:</i>	\$450,000.00
<i>Reduction Impact of this resolution:</i>	\$ 1,800.00
<i>FY2007 Contingent Account Balance:</i>	\$448,200.00

Resolution No. 97

April 2, 2007

Regular Board Meeting

RESOLUTION OF CONGRATULATIONS TO DUSTIN FREDERICK UPON BECOMING THE NYSPHSAA DIVISION II STATE WRESTLING CHAMPION

The following resolution was offered by Supervisor Douglas, 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 Essex County Board of Supervisors is pleased to learn that Dustin Frederick, a junior at AuSable Valley Central School has won the NYSPHSAA Division II State Wrestling championship at the 275 lb. Weight Class;

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby congratulate Dustin Frederick of AuSable Valley Central School, his coaches; Kenny Baker and Shawn Agoney and their staff for their outstanding accomplishments, including but not limited to Dustin's winning the State Championship at the 275 lb. Weight Class.

This resolution was unanimously seconded and adopted.

Resolution No. 98

April 2, 2007
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO THE WESTPORT LADY EAGLES
BASKETBALL TEAM ON WINNING THE MOUNTAIN VALLEY ATHLETIC
CONFERENCE LEAGUE OVERALL CHAMPIONSHIP**

The following resolution was offered by Supervisor Connell, 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, this Board is pleased to learn that the Westport Lady Eagles Basketball Team has won the Mountain Valley Athletic Conference League overall championship.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby congratulate the Westport Lady Eagles Basketball Team on winning the Mountain Valley Athletic Conference League overall championship, and further congratulates their coaches and

assistants for their outstanding accomplishments throughout the 2006-07 season.

This resolution was unanimously seconded and adopted.

Resolution No. 99

April 2, 2007
Regular Board Meeting

**RESOLUTION SUPPORTING REVISIONS TO SECTION 2808
OF THE PUBLIC HEALTH LAW IN REGARD TO PAY-OUT
OF GRANT FUNDS TO NURSING HOMES**

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

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

WHEREAS, Section 2808 of the Public Health Law was revised in 2006 to provide grants to County nursing homes which monies are to increase from \$15 million in 2007-08 to \$100 million in 2009-10; and

WHEREAS, the County Nursing Facilities of New York, Inc. has requested from the State legislative body a revision in the phase-in schedule to provide the full \$100 million in 2007 while not increasing the State expenditure over the three year phase-in period.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby supports the requested revision of the phase-in schedule to provide for the full \$100 million in SFY2007 while not increasing the State expenditure over the three year phase-in period proposed by County Nursing Facilities of New York, Inc. and respectfully request that the New York State Senate and Assembly approve and pass these revisions; and

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this Resolution to: Governor Eliot Spitzer, Senate Majority Leader Joseph L. Bruno, Senator Elizabeth O'C. Little, Assembly Speaker Sheldon Silver, Assemblywomen Teresa R. Sayward and Janet Duprey.

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

Resolution No. 100

April 2, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE DEPARTMENT OF SOCIAL SERVICES TO PAY
A 2006 BILL TO BUB'S PIZZA AND DELI IN THE AMOUNT OF \$248.75 FROM DSS-
HEAP FUNDS FOR A LUNCHEON**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Department of Social Services to pay the 2006 bill to Bub's Pizza and Deli in the amount of \$248.75 from DSS-HEAP funds for a luncheon.

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

AYES:	2,804	votes	
NOES:	0	votes	
ABSENT:	39	votes	(Canon)

Resolution No. 101

April 2, 2007
Regular Board Meeting

**RESOLUTION TO WRITE-OFF BAD DEBTS IN THE PUBLIC HEALTH
DEPARTMENT IN THE AMOUNT OF \$7,065.50**

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

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

WHEREAS, the Essex County Department of Public Health currently has \$7,065.50 in delinquent receivables that are now uncollectible;

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the following debts be written off as uncollectible:

Medicare	\$4,391.70
Self-pay	1,179.80
Private Insurance	<u>1,494.00</u>
Total	\$7,065.50

This resolution was seconded by Supervisors Dobie and McSweeney, and adopted upon a roll-call vote as follows:

AYES:	2,804	votes	
NOES:	0	votes	
ABSENT:	39	votes	(Canon)

Resolution No. 102

April 2, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING PUBLIC HEALTH DEPARTMENT TO INCREASE
ADULT VACCINE FEES FOR 2007**

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

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

WHEREAS, the Essex County Public Health Department has requested permission to increase the current charges for adult vaccines as vaccine prices have gone up significantly.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby approves

the requested increase for charges for adult vaccines as the same are described on the attached revised proposed charge per dose schedule dated 2/26/06.

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

AYES:	2,804	votes	
NOES:	0	votes	
ABSENT:	39	votes	(Canon)

Resolution No. 103

April 2, 2007
Regular Board Meeting

**RESOLUTION TO RENEW THE ESSEX COUNTY SNOW AND ICE AGREEMENT
WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR
THE TERM 2007-2008 THROUGH 2011-2012**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes a renewal of the Essex County Snow and Ice Agreement with New York State Department of Transportation for the term 2007-2008 through 2011-2012.

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

AYES:	2,804	votes	
NOES:	0	votes	
ABSENT:	39	votes	(Canon)

Resolution No. 104

April 2, 2007
Regular Board Meeting

**RESOLUTION TO ACCEPT AND PLACE ON FILE
THE 2006 ANNUAL REPORT OF THE
ESSEX COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby accepts, adopts and/or places on file the 2006 Annual Report of the Essex County Industrial Development Agency.

This resolution was duly seconded by Supervisor Dedrick and adopted.

Resolution No. 105

April 2, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE CHAIRMAN TO SIGN A
CONTRACT WITH FRANKLIN COUNTY AND THE NYS
DEVELOPMENT DISABILITIES PLANNING COUNCIL TO ASSIST
WITH PLANNING REGIONAL TRANSPORTATION SERVICES IN
THE AMOUNT OF \$15,000**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes its Chairman to enter into a contract with Franklin County and the New York State Development Disabilities Planning Council to assist with planning regional transportation services in the amount of \$15,000.00

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

AYES: 2,804	votes	
NOES: 0	votes	
ABSENT: 39	votes	(Canon)

Resolution No. 106

April 2, 2007
Regular Board Meeting

**RESOLUTION OF APPRECIATION AND SUPPORT TO THE
NEW YORK STATE RURAL WATER ASSOCIATION**

The following resolution was offered by Supervisor Morrow, 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, the New York State Rural Water Association has provided townships within Essex County and the County of Essex with invaluable information, support and assistance with respect to issues and problems which have existed within their water districts and associated with the provision of water to residents; and

WHEREAS, the New York State Rural Water Association has been invaluable in its assistance of the various towns in helping to negotiate problems associated with the provision of water to town residents and the ability to obtain funding from New York State for water district projects and saving the towns within the County thousands of dollars and countless man-hours in the resolution of water problems.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby expresses its sincere appreciation and support of the New York State Rural Water Association and hereby authorizes its Clerk of the Board to forward a certified copy of this Resolution to the New York State Rural Water Association.

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

Resolution No. 107

***April 2, 2007
Regular Board Meeting***

**RESOLUTION REQUESTING THE “LIVE ON SITE”
REQUIREMENT BE REMOVED FOR THE FISH HATCHERY
DIRECTOR AND AUTHORIZING NEGOTIATIONS REGARDING
THE SALARY OF THE DIRECTOR POSITION**

The following resolution was offered by Supervisor Dedrick, 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, it has been the requirement of the County of Essex that any Manager or Director of the Essex County Fish Hatcheries live on-site at the Hatchery; and

WHEREAS, there has been a request by the Director of the Essex County Fish Hatcheries that the County remove the requirement that he live on-site and adjust his salary accordingly.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby directs that as of July 1, 2007, the requirement that the Director of the Essex County Fish Hatcheries live on-site shall no longer be required as a condition of employment and, after July 1, 2007 the Director of the Essex County Fish Hatcheries may live off-site or wherever he or she may choose

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes negotiations regarding the salary of the Director of the Essex County Fish Hatcheries.

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

AYES: 2,804	votes	
NOES: 0	votes	
ABSENT: 39	votes	(Canon)

Resolution No. 108

April 2, 2007
Regular Board Meeting

**RESOLUTION TO ACCEPT AND PLACE ON FILE
THE 2006 COOPERATIVE EXTENSION ANNUAL REPORT**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby accepts, adopts and/or places on file the 2006 Annual Report of the Cooperative Extension.

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

Resolution No. 109

April 2, 2007
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS
TO THE SCHROON LAKE CENTRAL SCHOOL GIRLS BASKETBALL
TEAM ON WINNING THEIR FIRST SECTION VII CHAMPIONSHIP**

The following resolution was offered by Supervisor Moses, 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, this Board is pleased to learn that the Schroon Lake Girls Basketball Team has won their first Section VII Championship.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby congratulate the Schroon Lake Girls

Basketball Team on winning their first Section VII championship, and further congratulates their coaches and assistants for their outstanding accomplishments throughout the 2006-07 season.

This resolution was unanimously seconded and adopted.

Resolution No. 110

April 2, 2007
Regular Board Meeting

**RESOLUTION RE-APPOINTING BOB LILLY AND NAJ WIKOFF TO THE
OCCUPANCY TAX ADVISORY COMMITTEE
FOR A ONE YEAR TERM - APRIL 2, 2007 - APRIL 1, 2008**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby re-appoints Bob Lilly and Naj Wikoff to the Occupancy Tax Advisory Committee for a one year term beginning April 2, 2007 and ending April 1, 2008.

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

Resolution No. 111

April 2, 2007
Regular Board Meeting

**RESOLUTION TO ACCEPT AND PLACE ON FILE
THE 2006 ANNUAL REPORT
TO THE NEW YORK STATE CIVIL SERVICE COMMISSION**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby accepts, adopts and/or places on file the 2006 Annual Report to the New York State Civil Service Commission.

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

Resolution No. 112

April 2, 2007
Regular Board Meeting

**RESOLUTION FIXING THE HOURS OF THE CLERK OF THE BOARD'S OFFICE
FROM 8:00 A.M. TO 4:00 P.M.**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby fixes the hours of the Clerk to the Essex County Board of Supervisors to be open from 8:00 a.m. to 4:00 p.m..

This resolution was duly seconded by Supervisors Moses and Ferebee and adopted with Supervisor Scozzafava being opposed.

**RESOLUTION OF CONDOLENCE
TO THE FAMILY OF
BERNARD COLBURN**

The following resolution was offered by Supervisor Dobie, 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, Bernard Colburn passed away on March 17, 2007; and

WHEREAS, Bernard Colburn was born on May 5, 1936, in Lyon Mountain to Francis and Beulah (Bessey) Colburn; and

WHEREAS, Bernard Colburn started his career as a construction worker before becoming an Assessor for the Town of North Hudson; he became Chairman Assessor and Town Justice, he then became Superintendent of Highways before retiring after 27 years of service; and

WHEREAS, Bernard Colburn was a veteran of the Korean Conflict and a volunteer fireman for North Hudson; and

WHEREAS, Bernard Colburn was married to Doris (Pierce) Colburn for 47 years, and is also survived by his children, Gina Colburn and Bernie Colburn, one grandson and one great-grandson; and

WHEREAS, Bernard Colburn was a loving son, husband, father, grandfather, great-grandfather, brother, uncle and friend who will be sorely missed but never forgotten.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby expresses and extends their deepest sympathy and condolences to the family of Bernard Colburn; 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 Colburn family.

This resolution was unanimously seconded and adopted.

Resolution No. 114

April 2, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE
TO THE FAMILY OF
ROBERT D. ALLEN**

The following resolution was offered by Supervisor Seney, 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, Robert D. Allen passed away on March 10, 2007; and

WHEREAS, Robert D. Allen was born in Malone on March 18, 1924 to Alfred and Frances (Breen) Allen; and

WHEREAS, Robert D. Allen served in the U.S. Army and was a veteran of World War II; and

WHEREAS, Robert D. Allen was a graduate of Paul Smith's College and Simmons School of Embalming in Syracuse, New York; and

WHEREAS, Robert D. Allen was the manager of the Town of North Elba Park District Olympic Arena retiring in 1981, and also managed the Appleton Arena, St. Lawrence University from 1981 to 1983 and the Olympic Regional Development Authority, and was the event coordinator for the Olympic Regional Development Authority (ORDA) from 1983-1989; and

WHEREAS, Robert D. Allen was the president of the New York State Hockey Association from 1954 to 1979 and, in 2000 the NYS Amateur Hockey Association named a scholarship after him; and

WHEREAS, Robert D. Allen was past secretary and vice-president of USA Hockey (AHAUS) and in 2005 was recognized for his 40 years of service to USA Hockey; and

WHEREAS, Robert D. Allen is considered the "Godfather of US Women's Ice Hockey" for his life long work in promoting women's hockey and helped to raise women's

hockey to the present prominence; and

WHEREAS, Robert D. Allen was chairman of the gold metal winning United States Women's Ice Hockey Team in 1988 and, in 2005, USA Hockey named the Women's Hockey Player of the Year award the "Bob Allen Women's Hockey Player of Year Award" in appreciation of his long and tireless service to women's hockey; and

WHEREAS, Robert D. Allen a member of the Lake Placid Olympic Organizing Committee and chairman of the ice hockey planning and engineering committees for the 1980 Olympics and inducted into the Lake Placid Hall of Fame; and

WHEREAS, in addition to these accomplishments Robert D. Allen was a stalwart and lifelong supporter of sports in Lake Placid and Lake Placid Youth Hockey and Lake Placid Skating Clubs; and

WHEREAS, Robert D. Allen was married to the former Gloria Fox who passed away November 14, 1988; and

WHEREAS, Robert D. Allen is survived by his children; Dennis and David Allen, Darcy Pattison and Deborah Modrovsky; and six grandchildren; and

WHEREAS, Robert D. Allen was a beloved son, husband, father, grandfather, brother, uncle and friend who will be sorely missed but never forgotten.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby expresses and extends their deepest sympathy and condolences to the family of Robert D. Allen; 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 Allen family.

This resolution was unanimously seconded and adopted.

Resolution No. 115

April 2, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE
TO THE FAMILY OF
DR. ROBERT LOPEZ**

The following resolution was offered by Supervisor Connell, 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, Dr. Robert Lopez passed away on March 12, 2007; and

WHEREAS, Dr. Lopez was born on September 27, 1922; and

WHEREAS, Dr. Lopez attended Dewitt Clinton High School, City College of New York, Cornell University of Agriculture, Cornell University College of Veterinary Medicine and the State University of New York at Plattsburgh; and

WHEREAS, Dr. Lopez served in the U.S. Air Forces as a Captain, serving in Korea from 1952 to 1954, 5th Air Force Chief of Veterinary Services and was awarded Paratrooper Wings, the Bronze Star and the Air Medal for his military service in Korea; and

WHEREAS, Dr. Lopez was president and consulting veterinarian for the North Country SPCA, active with the Adirondack Council Boy Scouts of America, The Westport Fish & Game Club, Essex County Fish & Game League, Lake Placid Road Runners Club, Lake Placid Sports Council and Westport Chamber of Commerce. He was appointed by Governor Hugh Carey to the New York State Winter Sports Education Trust in 1979, and was one of the 52 torch bearers in the 1980 Winter Olympics representing Lake Placid; and

WHEREAS, Dr. Lopez ran in over 65 marathons, including the 50 mile JFK to Maryland marathon and organized countless races, including the Westport 24 hour marathon and encouraged several to take up his beloved sport of running; and

WHEREAS, Dr. Lopez was married to his loving wife Margorie in 1945 and is also survived by his 14 children and 25 grandchildren; and

WHEREAS, Dr. Lopez was a beloved son, 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 hereby expresses and extends their deepest sympathy and condolences to the family of Dr. Robert Lopez; 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 Lopez family.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT
IN YOUTH BUREAU TO INCREASE REVENUES AND APPROPRIATIONS
BY \$1,450.00 FOR LIFEGUARD TRAINING**

The following resolution was offered by Supervisor Seney, 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 amends the 2007 Essex County Budget as follows:

From the Finance Committee:

- a) For Youth Bureau, increase Revenues (account #7310. 42070) and Appropriations as follows in the total amount of \$1,450.00.00 for Lifeguard Training .

Appropriations (Increase)
Department 7310

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>From</u>	<u>Total</u>
73104	5451	Training/Schools	\$4,000.00 to	\$5,450.00

Revenue (Increase)
Department 7310

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
7310	42070	Lifeguard Training	\$1,450.00

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

AYES:	2,804	votes	
NOES:	0	votes	
ABSENT:	39	votes	(Canon)

Resolution No. 117

April 2, 2007
Regular Board Meeting

**RESOLUTION TO ACCEPT AND PLACE ON FILE
THE 2006 ANNUAL REPORT OF ESSEX COUNTY REAL
PROPERTY TAX SERVICES**

The following resolution was offered by Supervisor Glebus, 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 accepts, adopts and/or places on file the 2006 Annual Report of the Essex County Real Property Tax Services.

This resolution was duly seconded by Supervisors Connell and Scozzafava, and adopted.

Resolution No. 118

April 2, 2007
Regular Board Meeting

**RESOLUTION REQUESTING ALL TOWN CLERKS/TAX
COLLECTORS TO SEND EXCESS TAXES COLLECTED OVER
AND ABOVE THEIR WARRANT TO THE COUNTY
TREASURER ONCE THEIR
WARRANT IS MET**

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

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

WHEREAS, Section 904 of the Real Property Tax Law mandates that all taxes

collected by Towns over and above their warrant shall be paid to the County Treasurer; and

WHEREAS, it has come to the attention of the Essex County Board of Supervisors that many Towns within the County are not immediately paying those sums over and above the Towns warrant to the County Treasurer in a timely fashion, by withholding these monies and investing the same; and

WHEREAS, the County of Essex is in need of these excess tax warrant funds in order to properly administer its budget and maintain its fiscal integrity.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby respectfully requests that all Towns immediately forward excess tax monies over and above their respective tax warrants immediately be paid bi-weekly to the County Treasurer pursuant to Section 904 of the Real Property Tax Law.

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

AYES: 2,323	votes	
NOES: 481	votes	(Seney
ABSENT: 39	votes	(Canon)

Resolution No. 119

April 2, 2007
Regular Board Meeting

**RESOLUTION DIRECTING THE ESSEX COUNTY TREASURER
EFFECTIVE JANUARY 2008 TO NOTIFY ALL TOWNS OF HIS
RECEIPT OF REAL PROPERTY TAXES PAID BY THE STATE
OF NEW YORK ON STATE LANDS, AND FURTHER
DIRECTING THE TREASURER TO PAY TO THE TOWNS
THESE REAL PROPERTY TAXES TO TOWNS THAT
REQUEST IT IMMEDIATELY UPON RECEIPT OF THE
REQUEST**

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.

WHEREAS, Town taxes owed by the State of New York on state land located within Towns of Essex are paid to the Essex County Treasurer pursuant to Real Property Tax Law §544; and

WHEREAS, Section 544, Sub-Division 1 requires the County Treasurer distribute such taxes that does not set forth a date by which such distribution is required to be made; and

WHEREAS, the Towns of Essex County need these funds in order to properly administer their Town budgets.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby directs the Essex County Treasurer effective January 2008 to notify all Towns of his receipt of Real Property taxes paid by the State of New York on state lands, and further directs the Treasurer to pay to the Towns these Real Property taxes to the Towns that request it immediately upon receipt of the request.

This resolution was duly seconded by Supervisor French, and adopted, as amended with Supervisor Seney voting no.

Resolution No. 120

April 2, 2007
Regular Board Meeting

RESOLUTION AUTHORIZING THREE BUDGET AMENDMENTS IN THE EMERGENCY SERVICES DEPARTMENT TO INCREASE REVENUES AND APPROPRIATIONS BY \$2,000 CARRY OVER 2006 LEPC GRANT FUNDING; TO INCREASE REVENUES AND APPROPRIATIONS BY \$11,656.00 EMERGENCY MANAGEMENT & DISASTER PREPAREDNESS INITIATIVE FUNDS; AND TO INCREASE REVENUES AND APPROPRIATIONS BY \$6,132.00 CARRY OVER 2006 HOMELAND SECURITY GRANT FUNDING

The following resolution was offered by Supervisor French, 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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2007 Essex County Budget as follows:

a) For the Emergency Services Department, increase Revenues (44389060 LEPC Grant) and Appropriations (36404-5487 LEPC) in the total amount of \$2,000 for unspent LEPC Grant.

b) For the Emergency Services Department, increase Revenues (3640.43960) and Appropriations (36502-5250 Technical Equipment) in the total amount of \$11,656.00 for Emergency Management and Disaster Preparedness Initiative.

c) For the Emergency Services Department, increase Revenues and Appropriations by \$6,132.00 as follows:

Appropriations (Increase)
Department 3640

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>From</u>	<u>To</u>	<u>Total</u>
36451	5130	PT Wages	\$14,785	\$18,750	\$3,974
36458	5810	Retirement	1,449	1,803	354
36458	5820	Social Security	\$1,131	\$1,435	\$304
36454	5487	MISC Homeland Security	\$10,809.59	\$12,309.59	\$1,500
					\$6,132

Revenue (Increase)
Department 3640

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
3645	449630	Homeland Security	\$ 6,132

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

AYES: 2,804 **votes**
NOES: 0 **votes**
ABSENT: 39 **votes** **(Canon)**

Resolution No. 121

April 2, 2007
Regular Board Meeting

**RESOLUTION OF APPRECIATION TO
PERCY GREEN**

The following resolution was offered by Supervisor Scozzafava, 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, Percy Green has been a lifelong member of Moriah Fire Department, Fire District #2 for 44 years and has served as its First Assistant Chief for 41 years.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby extends its deep appreciation and congratulations to Percy Green upon his retirement as a member of the Moriah Fire Department, Fire District #2 and for his tireless and invaluable service to the Department and the residents of the Town of Moriah.

This resolution was unanimously seconded and adopted.

Resolution No. 122

April 2, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THREE BUDGET AMENDMENTS FOR
THE 2007 BUDGET FOR THE SHERIFF'S DEPARTMENT TO
INCREASE REVENUES AND APPROPRIATIONS BY \$45,479.52
CARRYOVER FROM A 2006 NARCOTICS GRANT; TO INCREASE
REVENUES AND APPROPRIATIONS BY \$3,225.25 HOMELAND
SECURITY/LAW ENFORCEMENT FUNDS; AND TO INCREASE
REVENUES AND APPROPRIATIONS BY \$1,000.00 INSURANCE
RECOVERIES/LOISELLE ACCIDENT MONEY**

The following resolution was offered by Supervisor Morency, 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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2007 Essex County Budget as follows:

1.) For Sheriff Department increase Revenues (account 43325 OIT) and Appropriations as follows in the total amount of \$45,479.52 from 2006 Narcotics Grant.

Appropriations (Increase)

Department 3110

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
31101	5129OIT	Overtime OIT Grant	\$17,537.74
31102	5260OIT	Equipment OIT Grant	10,390.00
31104	5440OIT	Misc. Service OIT Grant	7,714.74
31104	5400OIT	Inventory OIT Grant	<u>9,837.04</u>
			\$45,479.52

Revenues (Increase)

Department 3110

<u>Account Group</u>	<u>Total</u>
43325 OIT	\$45,479.52

2.) For Sheriff Department increase Revenues (account 44785 LET) and Appropriations as follows in the total amount of \$3,225.25 from Homeland Security/Law Enforcement Grant.

Appropriations (Increase)

Department 3110

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
31102	5260 LET	Equipment LET Grant	\$3,225.25

Revenues (Increase)

Department 3110

<u>Account Group</u>	<u>Total</u>
44785LET	\$3,225.25

3.) For Sheriff Department increase Revenues (account 3110.5230) and Appropriations as follows in the total amount of \$1,000.00 from Insurance Recoveries/Loiselle Accident.

Appropriations (Increase)

Department 3110

<u>Account Group</u>	<u>Account #</u>	<u>Account Name</u>	<u>Total</u>
31104	5230	Auto Equipment	\$1,000.00

Revenues (Increase)
Department 3110

<u>Account Group</u>	<u>Total</u>
3110.5230	\$1,000.00

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

AYES: 2,804	votes	
NOES: 0	votes	
ABSENT: 39	votes	(Canon)

Resolution No. 123

April 2, 2007
Regular Board Meeting

**RESOLUTION RECOGNIZING THE AUSABLE VALLEY ROTARY
CLUB ON THE OCCASION OF THEIR 75TH ANNIVERSARY**

The following resolution was offered by Supervisor Douglas, 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 AuSable Valley Rotary Club will be celebrating their 75th Anniversary on May 12, 2007; and

WHEREAS, the AuSable Valley Rotary Club was originally sponsored and chartered on May 9, 1932 with T. W. Mcquillan being the first president.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby congratulates the AuSable Valley Rotary Club on the occasion of their 75th Anniversary on May 12, 2007, and hereby extends its deep appreciation to all of its members for its service to the AuSable Valley.

This resolution was unanimously seconded and adopted.

Resolution No. 124

April 2, 2007
Regular Board Meeting

**RESOLUTION EXTENDING A CONTRACT WITH CRANDALL ASSOCIATES
AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE THE
SAME IN AN AMOUNT NOT TO EXCEED \$47,500.00**

The following resolution was offered by Supervisor Ashworth, 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 County has previously entered into a contract and two extensions with Crandall Associates incident to their provision of architectural services for the new Essex County Jail and new Public Safety Building; and

WHEREAS, there has been disagreement between the County and Crandall as to that the final payment understood contract and any extensions thereto should be; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby directs its Chairman to enter into a contract with Crandall Associates in an amount not to exceed \$47,500.00 as a lump sum payment for all services by Crandall Associates for which the County is presently obligated up to the time of final acceptance and the completion of the project.

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

AYES:	2,804	votes	
NOES:	0	votes	
ABSENT:	39	votes	(Canon)

Resolution No. 125

April 2, 2007
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO
CHRISTOPHER COLEMAN OF ST. ARMAND
ON OBTAINING THE RANK OF EAGLE SCOUT**

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

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

WHEREAS, Christopher Coleman is a resident of the Town of St. Armand; and

WHEREAS, Christopher is entitled to receive Scouting's highest honor, the rank of Eagle Scout; and

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

WHEREAS, an Eagle Scout award is a performance based achievement whose standards have been well maintained since 1911 and carries with it a special significance; and

WHEREAS, Eagle Scout is the highest rank which can be obtained by Scouts and only 4% of the youth who join scouting earn this honor.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Attorney and County Manager hereby extend their heartiest congratulations to Christopher Coleman on a job well done for all his accomplishments as a Boy Scout and for receiving the Eagle Scout award; and

BE IT FURTHER RESOLVED, that this Resolution be spread upon the minutes of the Board of Supervisors, with a suitably embossed copy thereof to be awarded to Coleman.

This resolution was unanimously seconded and adopted.

Resolution No. 126

April 2, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING A STIPULATION IN THE
MATTER OF HARRY O. GOUGH AND MARGARET S.
BARTLEY AGAINST THE COUNTY OF ESSEX, ET AL**

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

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

WHEREAS, the County of Essex is currently involved in litigation entitled, Harry O. Gough and Margaret S. Bartley against the County of Essex, et al bearing Index No. 196-07, wherein the Petitioners have commenced an Article 78 proceeding and have sought to enjoin and restrain the County from taking any action in furtherance of Resolution No. 18 of 2007; and

WHEREAS, and asked to execute a stipulation wherein the County will not physically move, remove, demolish or replace Otis Bridge before April 13, 2007, which is the return date on the Petitioner's motions.

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes its County Attorney to enter into a stipulation representing that the County will not physically move, remove, demolish or replace Otis Bridge before the April 13, 2007 return date on Petitioner's motions retaining the ability to make normal and incidental repairs and emergency repairs to Otis Bridge.

This resolution was duly seconded by Supervisor Dobie and adopted.

Resolution No. 127

April 2, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE HORACE NYE HOME
ADMINISTRATOR TO EXPLORE WITH THE AMERICAN RED
CROSS THE POSSIBILITY OF THE HORACE NYE HOME
BEING A MEDICAL SITE FOR STATE OF EMERGENCY USE**

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

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

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Horace Nye Home Administrator to explore with the American Red Cross the possibility of the Horace Nye Home being used as a medical site for State of Emergency use.

This resolution was duly seconded by Supervisor Jackson and adopted.