

Resolution No. 230

August 6, 2007
Regular Board Meeting

**RESOLUTION APPROVING THE FEE TO BE PAID VOTING
MACHINE TECHNICIANS AND CUSTODIANS FIXED BY THE
ESSEX COUNTY BOARD OF ELECTIONS IN THE AMOUNT
OF \$75.00 PER CUSTODIAN FOR EACH MACHINE SET UP
FOR EVERY ELECTION**

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 & Means Committee of this Body, and the same appearing proper and necessary.

WHEREAS, Section 3-302 of the New York State Election Law mandates that voting machine custodians be paid for their services in an amount fixed by the Board of Elections which amount is to be approved by the County and payable by the County; and

WHEREAS, the Essex County Board of Elections has fixed the fee to be paid to voting machine technicians/custodians in the amount of \$75.00 per custodian for each machine set up during each election.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby approves the fee fixed and established by the Essex County Board of Elections in the amount of \$75.00 for each custodian during each election for each machine for all voting machine technicians/custodians who are appointed as such for the proper setup, supervision, preparation and inspection of voting machines used in all elections in Essex County.

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby approves the fee fixed and established by the Essex County Board of Elections of an additional \$75.00 per custodian, per poll site to be on-call each election day to handle any additional matters arising out of the election pursuant to duties designated them by law to be appointed at the disclosure of the Essex County Board of Elections.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 231

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PAYMENT OF \$5,000 TO
WELLS COMMUNICATIONS FOR WORK RELATED TO
FREQUENCY COORDINATION WHICH FUNDS ARE TO COME
OUT OF THE RADIO CAPITAL PROJECT**

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 & 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 \$5,000.00 to Wells Communications for work related to frequency coordination and FCC license engineering which funds will be paid from the existing \$500,000.00 Bond Anticipation Note to be issued pursuant to resolution number 378 of the Essex County Board of Supervisors which resolution was dated December 4, 2006 (account number H30214-5400PS).

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 232

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE ADOPTION OF THE ESSEX
COUNTY MASS FATALITY RESPONSE PLAN**

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

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

WHEREAS, there has been presented to the Essex County Board of Supervisors the current Essex County Mass Fatality response plan which outlines Essex County's strategy for responding to incidents involving mass fatalities and provides guidelines for the Coroner's Office to follow when taking charge of human remains at a disaster site.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby adopts the current Essex County Mass Fatality response plan.

This resolution was seconded by Supervisors French and Morrow, and adopted.

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 August, 2007, 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 August, 2007.



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

Resolution No. 233

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING
AGENT TO SOLICIT RFP'S, ACCEPT AND/OR REJECT
RESPONSES TO UPDATE THE EXISTING COUNTYWIDE
EMERGENCY PLAN**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes and directs the County Purchasing Agent to solicit RFP's and accept and/or reject responses to update the existing countywide emergency plan in accordance with the Essex County Purchasing Policy (Resolution No. 320-97) from budgeted funds.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 234

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING
AGENT TO SOLICIT BIDS, AND/OR RFP'S RELATIVE TO THE
MARKING AND THE SALE OF TIMBER ON APPROXIMATELY
150 ACRES IN THE TOWN OF ESSEX**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes and directs the County Purchasing Agent to solicit bids or RFP's relative to the marking and sale of timber on approximately 150 acres in the Town of Essex with the sale to be finalized

prior to September 30, 2007 and the timber harvest to be completed by March 30, 2008.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 235

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PAYMENT FOR DONUTS
PROVIDED BY THE OFFICE FOR THE AGING FOR THE
NEWCOMB PICNIC**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the payment for donuts provided by the Office for the Aging for the Newcomb Picnic.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 236

August 6, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2007 ESSEX COUNT BUDGET

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

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

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

- 1. From the Human Services Committe**

(a) For the Office of the Aging, increase revenues (6772-4477295 - Title III E) and appropriations as follows in the total amount of \$7,448.00 for additional Title III E money:

APPROPRIATIONS

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
67724-5400INV	Inventory (Computer)	\$1,350.00
67724-5400INV	Inventory (Network Printer)	\$1,500.00
67724-54463E	III E Services Aging	\$4,598.00

*County Match \$362.37

(b) For the Office of the Aging, increase revenues (4377240) and appropriations as follows in a total amount of \$10,544.00 for expanded in-home services for the elderly:

APPROPRIATIONS

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
67724-5446ESP	EISEP Services	\$10,544.00

*County match \$136.00

(c) For the Office of the Aging, increase revenues (4377230-SNAP) and appropriations as follows in the total amount of \$17,093.00 for Supplemental Nutrition Assistance Program (SNAP):

APPROPRIATIONS

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
67722-5230	Auto Equipment	\$17,093.00

2. From the Finance Committee

(d) For the Youth Bureau, increase revenues (7310.42801-OIT) and appropriations (73104.5440INB-Inventory) in the total amount of \$5,000.00.

(e) For the Youth Bureau, increase appropriations by \$710.00 - Fees for Training.

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

AYES: 2843 votes

NOES: 0 votes
ABSENT: 0 votes

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 August, 2007, 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 August, 2007.



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

Resolution No. 237

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE COUNTY
PURCHASING AGENT TO BID AND PURCHASE A
NUTRITION VAN FOR THE OFFICE OF THE AGING
FROM SUPPLEMENTAL NUTRITION ASSISTANCE
PROGRAM (SNAP) FUNDS**

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 & Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the County Purchasing Agent to go to bid, accept and/or reject bids and/or purchase for the Office of the Aging a nutrition van in accordance with the Essex County Purchasing Policy (Resolution No. 320-97) in an amount not to exceed \$17,093.00 from Supplemental Nutrition Assistance Program (SNAP) funds.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 238

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE MENTAL HEALTH
DEPARTMENT TO WRITE OFF BAD DEBT IN THE AMOUNT
OF \$3,463.50 FROM 2003, 2004 AND 2005**

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

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

WHEREAS, the Essex County Mental Health Department currently has \$3,463.50 in delinquent receivables that are now uncollectible.

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

uncollectible fees for the years 2002, 2004, and 2005 in the total amount of \$3,463.50 be written off as uncollectible.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 239

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PUBLIC HEALTH
DEPARTMENT TO CHARGE \$5.00 FOR EACH DUPLICATE
IMMUNIZATION RECORD REQUESTED**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Public Health Department to charge \$5.00 for each duplicate immunization record requested.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 240

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING
AGENT TO GO TO BID, ACCEPT AND/OR REJECT BID, AND
AWARD A CONTRACT FOR AN ASPHALT PLANER FOR THE
DEPARTMENT OF PUBLIC WORKS AT A COST NOT TO
EXCEED \$15,000.00**

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 & Means Committee of this Body, and the same appearing proper and necessary.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Essex County Purchasing agent to go to bid, accept and/or reject bids, and award a contract for an asphalt planer for the Department of Public Works at a cost not to exceed \$15,000.00 in accordance with the Essex County Purchasing Policy (Resolution No. 320-97) from budgeted funds.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 241

August 6, 2007
Regular Board Meeting

**RESOLUTION OF APPRECIATION TO
GEORGE DALY**

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

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

WHEREAS, George Daly has been employed by the County of Essex as the Essex County Health and Safety Officer since June 14, 2004; and

WHEREAS, George Daly has decided to leave County service to pursue other endeavors; and

WHEREAS, this Board wishes to express its deep appreciation to George Daly for his service to Essex County as its Health and Safety Officer.

BE IT RESOLVED, that the Essex County Board of Supervisors extends its deepest thanks to George Daly for his dedicated and exemplary public service to the people of Essex County as its Health and Safety Officer and further extends its best wishes for continued success.

This resolution was unanimously seconded and adopted.

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 August, 2007, 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 August, 2007.



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

Resolution No. 242

August 6, 2007
Regular Board Meeting

**RESOLUTION IN SUPPORT OF NAMING THE NEW JAY
BRIDGE THE "ESSEX COUNTY EMERGENCY SERVICES
VOLUNTEER MEMORIAL BRIDGE"**

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

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

WHEREAS, the Town of Jay has respectfully requested that the new bridge which crosses the Au Sable River in the hamlet of Jay be named the "Essex County Emergency Services Volunteer Memorial Bridge" and that the park adjacent to it be named the "Douglas Memorial Park"

BE IT RESOLVED, that the Essex County Board of Supervisors hereby supports and names the new bridge in Jay the "Essex County Emergency Services Volunteer Memorial Bridge" and hereby supports the naming of the park adjacent to it the "Douglas Memorial Park"

This resolution was unanimously seconded and adopted.

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 August, 2007, 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 August, 2007.



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

Resolution No. 243

August 6, 2007
Regular Board Meeting

**RESOLUTION OPPOSING THE CLOSING OF THE USDA
RURAL DEVELOPMENT OFFICE IN PLATTSBURGH, NEW
YORK**

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

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

WHEREAS, the USDA Rural Development Office located in Plattsburgh, New York has for many years served the people, municipalities and counties of upstate New York providing invaluable information and assistance and helping to secure much needed grants and funding for many public improvement projects located within the towns of Essex County without which many water, sewer and other infrastructure projects would not have been capable of being undertaken; and

WHEREAS, the continued presence of the USDA Rural Development Office in Plattsburgh, New York is vital to the economic health and well being of the various towns within Essex County within the upstate counties and the USDA Rural Development Office needs to maintain a presence in our rural upstate counties in order to provide prompt and informed service to the municipalities for which it was formed.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby strongly opposes the closing of the USDA Rural Development Office in Plattsburgh, New York and urges its State and Federal representatives to fight to keep the USDA Rural Development Office in Plattsburgh, New York so that it may continue to serve residents of our rural counties.

BE IT FURTHER RESOLVED, the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this resolution to: President George W. Bush; United States Senators Charles E. Schumer and Hillary Rodham Clinton; United States Representatives John M. McHugh and Kristin Gillibrand; Senate Majority Leader Bill Frist, M.D.; Senate Minority Leader Harry Reid; Speaker of the House Dennis J. Hastert and House Minority Leader Nancy Pelosi; New York State Senator Betty O.C. Little and New York State Assemblywoman Teresa R. Sayward.

This resolution was unanimously seconded and adopted.

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 August, 2007, 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 August, 2007.



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

Resolution No. 244

August 6, 2007
Regular Board Meeting

**RESOLUTION INCREASING THE SALARY OF THE DIRECTOR
OF FISHERIES TO \$57,061.76**

The following resolution was offered by Supervisor Seney, 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 current 2007 salary for the Director of Fisheries is \$50,948.00 including, as additional compensation, use of the manager's residence situate on the premises free of charge; and

WHEREAS, the County has determined that the Director of Fisheries shall no longer use the manager's residence as it has fallen into a state of disrepair; and

WHEREAS, by virtue of significant change in the existing duties and responsibilities

of the Director of Fisheries and the loss of the use of the manager's residence, an increase in salary is warranted.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby increases the salary of the Director of Fisheries from \$50,948.00 to the sum of \$57,061.76 effective August 6, 2007.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 245

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING A CONTRACT WITH THE LAKE
PLACID ESSEX COUNTY VISITOR'S BUREAU FROM AUGUST 1,
2007 THROUGH DECEMBER 31, 2009**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorize and ratifies a contract with the Lake Placid Chamber of Commerce, Inc. d/b/a Lake Placid Chamber and Visitor's Bureau for the period August 1, 2007 through December 31, 2009 which contract was executed by all parties on July 12, 2007 in the base amounts of not more than \$110,275.00 in I Love New York grant funds and not more than 95% of the occupancy tax revenues collected for publicity, promotion, and advertising services for and on behalf of Essex County for the purpose of publicizing the advantage of the County pursuant to Section 224 of the County Law.

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

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

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 August, 2007, 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 August, 2007.



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

Regular Board Meeting

**RESOLUTION AUTHORIZING THE CONTRACT WITH
SYMQUEST TO COVER HP PRINTERS FOR SERVICE AND
TONER**

The following resolution was offered by Supervisor Moses, 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 authorizes a contract with SymQuest an authorized HP Printer Dealer to purchase HP Printer Toner from them which contract will also provide that they will provide all of our service on the printers free of charge except for costs associated for the provision of parts.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 247

**August 6, 2007
Regular Board Meeting**

**RESOLUTION AUTHORIZING THE TRANSFER OF \$4,000.00
FROM THE CONTINGENCY ACCOUNT INTO THE PERSONNEL
POSTAGE LINE ITEM TO COVER POSTAGE COSTS FOR THE
REMAINDER OF 2007**

The following resolution was offered by Supervisor Glebus, 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 authorizes the transfer of \$4,000.00 from the contingency account (19904-5487) into the personnel postage line item (14304-5424) to cover postage costs for the remainder of 2007.

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

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

BUDGET IMPACT STATEMENT:	
<i>Contingent Account Balance as of 7/2/07:</i>	\$415,222.02
<i>Reduction Impact of this resolution:</i>	\$ 4,000.00
<i>FY2007 Contingent Account Balance:</i>	\$411,222.02

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 August, 2007, 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 August, 2007.



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

Resolution No. 248

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING A RENEWAL CONTRACT WITH
THE NEW YORK STATE OFFICE OF HOMELAND SECURITY
FOR HAZARDOUS MATERIALS AND WEAPONS OF MASS
DESTRUCTION OF EQUIPMENT**

The following resolution was offered by Supervisor Jackson, 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, on June 12, 2002 the County of Essex entered into an agreement with the State of New York, represented by the NYS Office of Homeland Security (OAS) for issuance of equipment for responding to acts of terrorism involving chemical and biological agents, as well as radiological, nuclear and explosive devices; and

WHEREAS, the herein above-referenced contract has expired and the New York State Office of Homeland Security and the County of Essex are desirous of renewing the said contract;

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes a renewal contract with the New York State Office of Homeland Security for hazardous materials and weapons of mass destruction and hereby authorizes the Chairman of the Essex County Board of Supervisors and/or its County Manager to execute said renewal on behalf of Essex County;

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

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

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 August, 2007, 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 August, 2007.



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

WITHDRAWN - PREVIOUSLY TABLED AT WAYS AND MEANS
Resolution No. 249

August 6, 2007
Regular Board Meeting

**RESOLUTION CANCELLING AND WAIVING INTEREST,
PENALTIES AND OTHER CHARGES PURSUANT TO REAL
PROPERTY TAX LAW, SECTION 1182 PROPERTY OF
BERNARD DUSO IN THE AMOUNT OF \$548.75**

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

Upon the recommendation of the Finance Committee.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby adopts, pursuant to Real Property Tax Law Section 1182, this resolution to cancel interest, penalties and other charges against the following property contingent upon the owner paying the base amount of \$487.36 by August 31, 2007.

Tax Map No. 55.84-3-2.000

Account No. 3591A100602

Total Penalties, interest and other charges being cancelled \$548.75

This resolution was duly seconded by Supervisors Canon and Dobie and withdrawn.

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 August, 2007, 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 August, 2007.



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

Resolution No. 250

August 6, 2006
Regular Board Meeting

**RESOLUTION APPROVING THE 2007-2008 NORTH COUNTRY
COMMUNITY COLLEGE OPERATING BUDGET IN THE AMOUNT
OF \$12,400,710.00 AUTHORIZING THE APPROPRIATION OF
\$1,095,000.00 IN THE 2008 ESSEX COUNTY BUDGET
(\$1,020,000.00 AS ESSEX COUNTY'S SPONSOR SHARE AND
ESTABLISHMENT OF A CAPITAL FUND ACCOUNT IN THE
AMOUNT OF \$75,000)**

The following resolution was offered by Supervisor Seney, 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, North Country Community College has filed its tentative operating and capital budgets for the 2007-2008 year with the Clerk of this Board; and

WHEREAS, the tentative operating budget is in the total amount of \$12,400,710.00 and seeks a sponsor contribution from Essex County in the amount of \$1,020,000.00; and

WHEREAS, the tentative capital budget is in the amount of \$150,000.00 and seeks a sponsor contribution from Essex County in the amount of \$75,000.00; and

WHEREAS, on July 30, 2007, this Board of Supervisors, pursuant to due notice, conducted a public hearing on the tentative operating and capital budgets.

BE IT RESOLVED that the Essex County Board of Supervisors, after due consideration, hereby approves the 2007-2008 North Country Community College operating budget in the total amount of \$12,400,710.00 and authorizes the appropriation of \$1,020,000.00 in the 2008 Essex County Budget as Essex County's share of the sponsor-paid portion of such budget to be allocated therein; and

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors, after due consideration, hereby approves the 2007-2008 North Country Community College capital budget in the total amount of \$150,000.00 and authorizes the expenditure of \$75,000.00 from the 2008 Essex County Budget as Essex County's share of the sponsor-paid portion of such budget to be allocated therein.

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

AYES:	2733	votes	
NOES:	110	votes	(Connell)
ABSENT:	0	votes	

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 August, 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 August, 2006.



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

Resolution No. 251

August 6, 2007
Regular Board Meeting

RESOLUTION AUTHORIZING A CONTRACT WITH TECHNICAL BUILDING SERVICES, INC. IN THE AMOUNT OF \$21,775.00 TO PROVIDE, INSTALL AND PROGRAM AN UPGRADE TO THE EXISTING STAEFA SYSTEM II WITH A NETWORK MANAGER AND SOFTWARE PACKAGE TO BE PAID \$250.00 FROM CONTINGENCY AND THE BALANCE IN INSURANCE FUNDS

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 authorizes a contract with Technical Building Services, Inc. in the amount of \$21,775.00 to provide, install and program and upgrade to the existing Staefa System II with a network manager and software package to be paid \$250.00 from contingency and the balance in insurance funds; and

BE IT FURTHER RESOLVED, that this Board recognizes that the need for the immediate purchase of these services has arisen out of an accident or unforeseen occurrence affecting a public building and the health and safety of public employees which requires immediate action which cannot await competitive bidding by virtue of the fact that the heating and cooling system of the County Courthouse complex is not functioning and will need to be immediately repaired prior to the heating season which begins within one months time.

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

AYES: 2843 votes

NOES: 0 votes
ABSENT: 0 votes

BUDGET IMPACT STATEMENT:	
Contingent Account Balance as of 7/6/07:	\$411,222.02
Reduction Impact of this resolution:	\$ 250.00
FY2007 Contingent Account Balance:	\$410,972.02

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 August, 2007, 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 August, 2007.



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

Resolution No. 252

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT FOR
THE INFORMATION SYSTEMS DEPARTMENT TO INCREASE
REVENUES AND APPROPRIATIONS BY \$39,214.79 -
REIMBURSEMENT OF STATE AID FOR THE BOARD OF
ELECTIONS PROGRAMMING**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2007 Essex County Budget for the Information Systems Department to increase revenues (1680 43089) - other state aid and appropriations (1680 54422) in the amount of \$39,214.79 from reimbursement for state aid for Board of Elections Programming

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 253

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE
WORKERS' COMPENSATION SELF-INSURANCE PLAN TO**

**RENEW CONTRACTS WITH PERMA FOR WORKERS'
COMPENSATION AND EMPLOYERS' LIABILITY INSURANCE
FOR 2008 AND 2009**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the administrator of the County Workers' Compensation Self-Insurance Plan to renew its contract with PERMA workers' compensation employers' liability coverage for third-party administration and for GASBY 10 actuarial/accounting services for the Self-Insurance Plan for the Years 2008 and 2009, at a cost of \$542,173.00 for the year 2008, and for the year 2009 at a cost not to exceed \$564,763.00 to be paid from 2008 and 2009 Plan revenues.

BE IT FURTHER RESOLVED, that the \$564,763.00 figure for 2009 may be reduced to as much as \$520,582.00 provided there are no claims occurring in 2007 on either the Horace Nye or county policies more than \$50,000.00 as of 11/30/08.

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

AYES: 2362 votes
NOES: 0 votes
ABSENT: 0 votes
ABSTAIN: 481 votes (Seney)

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 August, 2007, 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 August, 2007.



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

Resolution No. 254

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PURCHASE OF 10
PERSONAL STORAGE LOCKERS FOR DISPATCHERS AT THE
PUBLIC SAFETY BUILDING IN THE AMOUNT OF \$5,670.00
PURSUANT TO THE ESSEX COUNTY PURCHASING POLICY**

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 authorizes the County Purchasing Agent to purchase 10 personal storage lockers for dispatchers at the Public Safety Building in an amount not greater than \$5,670.00 which funds are to be paid from Account Number 39004-5400911.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 255

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE LEGISLATIVE AIDE
WITHIN THE CLERK OF THE BOARD'S DEPARTMENT TO BE
PAID AT THE SENIOR LEGISLATIVE AIDE'S HOURLY RATE
OF \$14.09 DUE TO AN OUT OF TITLE SITUATION CREATED
BY ILLNESS AND MATERNITY LEAVE WITHIN THE
DEPARTMENT**

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, a temporary emergency situation has arisen within the Clerk of the Board 's Department due to a serious medical condition of the Clerk of the Board and a pending Maternity Leave for the Deputy Clerk of the Board and,

WHEREAS, Article 5, Section 5.07 of the Policy Manual reads as follows; CIVIL SERVICE LAW (Section 61.2) - Prohibition against out-of-title work. No person shall be appointed, promoted or employed under any title not appropriate to the duties to be performed and, except upon assignment by proper authority during the continuance of a **temporary emergency situation**, no person shall be assigned to perform the duties of any position unless he has been duly appointed, **promoted**, transferred or reinstated to such position in accordance with the provisions of this chapter and the rules prescribed thereunder. No credit shall be granted in a promotion examination for out-of-title work.

BE IT RESOLVED, that because of this temporary situation, the Essex County Board of Supervisor hereby authorizes the hourly rate of the Legislative Aide position to be compensated at the Senior Legislative Aide's rate of \$14.09 on a temporary basis not to extend beyond December 31, 2007.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 256

August 6, 2007
Regular Board Meeting

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

The following resolution was offered by Supervisor Jackson, 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 authorizes and approves the following, all to be performed in compliance with, as and if applicable, the Essex County Civil Service Rules and Regulations, and/or the current CSEA contract

and/or the Essex County Personnel Policy Manual:

1. For the position of Safety Officer, change the salary therefor from Grade 9/MC to Grade 7/MC (\$18.92 per hour for a 40 hour work week), as per the recommendation of the Essex County Personnel Officer, and to authorize the DPW Superintendent to fill the vacant position.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 257

August 6, 2007
Regular Board Meeting

**RESOLUTION OF APPRECIATION TO TOWN OF JAY
HISTORIAN, MARY E. WALLACE**

The following resolution was offered by Supervisor Randy 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, Mary E. Wallace has with love, dedication and care held the office of Town of Jay Historian for well over 30 years; and

WHEREAS, Mary E. Wallace has decided to leave services of the Town of Jay as Historian to pursue other endeavors; and

WHEREAS, this Board wishes to express its deep appreciation and thanks to Mary E. Wallace for her countless and tireless hours of service and for her outstanding, dedicated and exemplary work as Town of Jay Historian;

This resolution was unanimously seconded and adopted.

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 August, 2007, 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 August, 2007.



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

Resolution No. 258

August 6, 2007
Regular Board Meeting

**RESOLUTION APPROPRIATING THE SUM OF \$3,000.00
FROM CONTINGENCY ACCOUNT AND AWARDED A
CONTRACT IN SAID AMOUNT FOR THE APPRAISAL OF
MARVIN PROPERTY**

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 Supervisor hereby approves the appraisal of the Marvin Property in the amount of \$3,000.00 and appropriates the sum of \$3,000.00 from the Contingent Account (19904-5487) to Account (E83504-5E23 HNH Admin.) for appraisal fee for Marvin Property and further authorizes and approves the entry into the contract for said appraisal in an amount not to exceed \$3,000.00.

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

AYES: 2461 votes
NOES: 382 votes (Morrow, Ashworth and Glebus)
ABSENT: 0 votes

BUDGET IMPACT STATEMENT:	
<i>Contingent Account Balance as of 7/2/07:</i>	\$410,972.02
<i>Reduction Impact of this resolution:</i>	\$ 3,000.00
<i>FY2007 Contingent Account Balance:</i>	\$407,972.02

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 August, 2007, 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 August, 2007.



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

Resolution No. 259

August 6, 2007
Regular Board Meeting

**RESOLUTION APPROVING VARIOUS FEES ESTABLISHED BY
THE ESSEX COUNTY BOARD OF ELECTIONS RELATIVE TO A
PAYMENT OF INSPECTOR CHAIRS, INSPECTOR TRAINING
AND POLL SITE COORDINATORS**

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.

WHEREAS, New York State Election Law provides for the payment for inspector chairs, inspector training and poll site coordinators;

BE IT RESOLVED, that the Essex County Board of Supervisors hereby approves the following fees fixed and established by the Essex County Board of Elections for the following positions:

1. Inspector Chairs - Fee for Inspector Chairs shall increase from \$10.00 per election to \$25.00 per election in addition to the \$10.00 per hour fee paid all inspectors together with mileage at the standard rate of travel in connection with the returning of election supplies bag.
2. Inspector Training - The board of inspector's training fees shall increase from \$25.00 to \$30.00 and mileage will be paid to those inspectors who travel in excess of 30 miles round trip to attend training classes.
3. Poll Site Coordinators - Poll Site Coordinators shall be paid \$10.00 per hour per election to assist the Board of Elections at certain selected poll sites situate within the larger districts in order to maintain order and to monitor electioneering the number and location of said Poll Site Coordinator shall be left to the sole discretion of the Essex County Board of Elections.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 260

August 6, 2007
Regular Board Meeting

**RESOLUTION AMENDING RESOLUTION 137 OF 5/7/07
AUTHORIZING THE PURCHASE OF A FOREMAN'S TRUCK
AND A SIX PASSENGER DUMP TRUCK WITH PLOW, IN THE
AMOUNT OF \$111,383.29, CHANGING THE AMOUNT OF
PURCHASE TO 124,960.81 TO COME FROM BUDGETED
FUNDS AND APPROVING THE PURCHASE OF THE SAME
FROM THE SECOND LOWEST RESPONSIBLE BIDDER**

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

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

WHEREAS, by Resolution No. 137, dated May 7, 2007, this Board authorized the purchase of a foreman's truck and six passenger dump truck with plow in the amount of \$111,383.29; and

WHEREAS, it has come to the attention of this Board that the first lowest bidder did not meet specifications necessitating that the second lowest responsible bidder's bid be examined; and

WHEREAS, the second lowest responsible bid was in the amount of \$124,960.81.

BE IT RESOLVED, that this Essex County Board of Supervisors, upon the advice of the County DPW Superintendent hereby rejects the first lowest bid with respect to the request for bids regarding the foreman's truck and six passenger dump truck with plow.

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby amends Resolution No. 137 and authorizes the purchase of a foreman's truck and six passenger dump truck with plow in the amount of \$124,960.81 from the second lowest responsible bidder.

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

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

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 August, 2007, 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 August, 2007.



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

**RESOLUTION AUTHORIZING A SHARED SERVICES AND EQUIPMENT
AGREEMENT BETWEEN THE NEW YORK STATE DEPARTMENT OF
TRANSPORTATION AND THE COUNTY OF ESSEX, NEW YORK**

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

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

WHEREAS, pursuant to §99-r of the General Municipal Law, a State and Municipality may join to share certain highway machinery, tools, equipment and services, and

WHEREAS, the sharing of such equipment and services shall promote and assist in maintenance of State, municipal roads and highways and provide a cost savings by maximizing the effective utilization of both parties' resources; and

WHEREAS, the State of New York has presented an inter-municipal agreement bearing Essex County Contract No. DPW-11-0001 for consideration by the County of Essex relative to the sharing of such equipment and services.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the execution of a shared services and equipment agreement with the New York State Department of Transportation. The same is presently designated Essex County Contract No. DPW-11-0001. The shared services shall include, but not be limited to, the following:

- i. The exchanging or lending of highway machinery, tools and equipment, with or without operators;
- ii. The borrowing or lending of supplies between parties on a temporary basis conditioned upon the replacement of such supplies or conditioned upon the obtaining of equal value from the borrower through the provision of a service by the borrower or by the borrower's lending of its own equipment, the value of such being equal to the value of the borrowed supplies;
- iii. The providing of a specific service for another party, conditioned on such other party providing a similar service or a service of equal use and value in exchange;
- iv. The maintenance of machinery and equipment by a party for the other party.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 262

August 6, 2007
Regular Board Meeting

**RESOLUTION TO PURCHASE TWO PERMANENT
EASEMENTS AND TEMPORARY EASEMENTS FOR HIGHWAY
AND BRIDGE PURPOSES FROM LEON W. CATLIN AND DAN
CATLIN ADJACENT TO THE EXISTING BRIDGE LOCATED ON
LOWER BULLROCK ROAD IN THE AMOUNT OF \$1,000.00**

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

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

WHEREAS, the County of Essex, acting by and through its Superintendent of Public Works is in the process of replacing the bridge located on Lower Bullrock Road in Ticonderoga, New York; and

WHEREAS, the County needs to obtain a certain amount of property for the location of the bridge and for purposes of construction, maintenance repair and reconstruction of the proposed new bridge and appurtenant structures; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the payment of \$1,000.00 (one thousand dollars) to Leon W. Catlin and Dan Catlin for the purchase of two permanent easements and two temporary construction easements both for highway and bridge purposes incident to property located adjacent to the existing bridge located on Lower Bullrock Road in the Town of Ticonderoga.

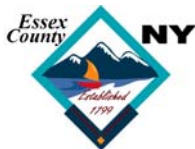
This resolution was duly seconded by Supervisors Dedrick and McSweeney, and adopted upon a roll-call vote as follows:

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

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 August, 2007, 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 August, 2007.



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

**RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND
FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-
AID PROJECT, AND APPROPRIATING FUNDS THEREFORE**

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

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

WHEREAS, a Project for the Bridge Replacement of CR22, Jay-Trumbulls Corners Road over East Branch Ausable River, Essex County, P.I.N. 1751.59 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Essex desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Construction.

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

RESOLVE, that the Board hereby approves the above-subject project; and it is further

RESOLVED, that the County Board of Supervisors hereby authorizes the County of Essex to pay in the first instance 100% of the federal and non-federal share of the cost of Right of Way and Construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$1,348,199.00 (One million three hundred forty eight thousand on hundred ninety nine dollars) has already been appropriated from the County Road Fund and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that the additional sum of \$28,00.00 (Twenty eight thousand dollars and no cents) is hereby appropriated from County Road Fund and made available to cover the additional cost of participation in the Construction phase of the Project; and it is further

RESOLVED, that the sum of \$1,000,000.00 (One million dollars and no cents) has already been appropriated from the County Road Fund and made available to cover the cost of participation in the Locally Administered Construction Inspection phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors of Essex County

shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Board of Supervisors or the Department of Public Works Superintendent of the County of Essex be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Essex with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, that this Resolution shall take effect immediately.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 264

August 6, 2007
Regular Board Meeting

**RESOLUTION APPROPRIATING THE SUM OF \$3,695.65
FROM CONTINGENCY ACCOUNT FOR PAYMENT OF A
SPECIAL PROSECUTOR**

The following resolution was offered by Supervisor Scozzafava, 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 Supervisor hereby approves the Special Prosecutor bill of Tina Soloski, Esq. in the amount of \$3,695.65 and appropriates the sum of \$3,695.65 from the Contingent Account (19904-5487) to Account (19104-5440 Unallocated) for payment to Tina Soloski, Esq. as Special Prosecutor.

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

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

BUDGET IMPACT STATEMENT:	
<i>Contingent Account Balance as of 7/2/07:</i>	\$407,972.02
<i>Reduction Impact of this resolution:</i>	\$ 3,695.65
<i>FY2007 Contingent Account Balance:</i>	\$404,276.37

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 August, 2007, 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 August, 2007.



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

Resolution No. 265

August 6, 2007
Regular Board Meeting

**RESOLUTION CANCELLING AND WAIVING INTEREST
PENALTIES AND OTHER CHARGES PURSUANT TO REAL
PROPERTY TAX LAW SECTION 1182**

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

Upon the passage of a motion to consider from the floor and the same appearing proper and necessary resolves that the Essex County Board of Supervisors;

BE IT RESOLVED, that the Essex County Board of Supervisors hereby hereby adopts, pursuant to Real Property Tax Law Section 1182, this resolution to cancel interest, penalties and other charges against the following property:

Tax Map Number: 125.1-1-21.000

Account Number: 685J101511

Total Penalties, Interests, & Other Charges Being Cancelled: \$14,078.34

Owner: Sunrise Land Development Corporation of Westchester

BE IT FURTHER RESOLVED, that this waiver is contingent upon the owner paying the base amount of all taxes on this property in the amount of \$60,513.96 by August 31,

2007.

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

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 266

August 6, 2007
Regular Board Meeting

**RESOLUTION REQUESTING THE NEW YORK STATE
DEPARTMENT OF TRANSPORTATION TO EXPEDITE WITH ALL
DUE HASTE THE STUDY OF THE CROWN POINT BRIDGE**

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

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

WHEREAS, the Champlain Bridge which spans Lake Champlain between Crown Point, New York and Chimney Point in Vermont has deteriorated to a point which has seriously affected its structural integrity and threatens the safety of the traveling public; and

WHEREAS, it has been determined that the expansion joints, and rollers have seized and are no longer properly functioning, the abutments are literally crumbling into the lake and holes have rusted through the steel; and

WHEREAS, in light of the most recent catastrophe which occurred in the State of Minnesota and subsequent reports that many of our bridges are woefully inadequate and unsafe, in order to protect the traveling public and to prevent any similar catastrophes, this Board requests that the New York State Department of Transportation and any and all other State and Federal agencies or entities associated with the study of the Crown Point Bridge expedite with all due haste their evaluation and recommendations.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby requests that the New York State Department of Transportation and/or any other State and Federal agencies or entities involved in the repair and/or replacement of the bridge, with all due haste and speed, expedite the study of the Crown Point Bridge to avoid any accidents or injury to the public that may result from its current diminished structural integrity.

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby orders that a certified copy of this resolution be forwarded to Commissioner of the New York State Department of Transportation, Senator Betty O'C. Little, Assemblywoman Teresa R. Sayward, and Assemblywoman Janet Duprey.

This resolution was duly seconded unanimously and adopted.

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 August, 2007, 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 August, 2007.



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

Resolution No. 267

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE EXECUTION OF A
MEMORANDUM OF UNDERSTANDING BETWEEN ESSEX
COUNTY AND THE DIVISION OF NEW YORK STATE POLICE
FOR THE USE, OCCUPANCY AND OPERATION OF THE ESSEX
COUNTY 911 CENTER**

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

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

WHEREAS, the County of Essex and the Division of New York State Police have finalized a Memorandum of Understanding for the use, occupancy and operation of the Essex County 911 Center which agreement provides for mutual understanding relative to communications areas, staffing, training, and payment for utilities and maintenance.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes its Chairman and/or County Manager to execute the Memorandum of Understanding to be entered into between Essex County and the Division of New York State Police for the use, occupancy and operation of the Essex County 911 Center as the same has been signed by the New York State Police on August 1, 2007.

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

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 August, 2007, 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 August, 2007.



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

Resolution No. 268

August 6, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE ATTORNEY FOR ESSEX
COUNTY TO SETTLE THE MATTER OF PAULINE BURGEY V.
HORACE NYE HOME, SCOTT BURKE VENUED WITH THE NEW
YORK STATE EXECUTIVE DEPARTMENT, STATE DIVISION OF
HUMAN RIGHTS AND BEARING CASE NUMBER 10105053**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes its County Attorney and/or the Attorney representing the County to settle the matter of the complaint of Pauline Burgey v. Horace Nye Home, Scott Burke venued in the State of New York, Executive Department, State Division of Human Rights and bearing Case Number 10105053 in the amount of \$5,500.00 provided, and on the condition, that a full and complete general release with prejudice is executed by Pauline Burgey indicating final and complete settlement of the matter.

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

AYES: 2492 votes
NOES: 0 votes
ABSENT: 0 votes
ABSTAIN: 351 votes (Scozzafava)

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 August, 2007, 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 August, 2007.



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