

Resolution No. 372

December 3, 2007
Regular Board Meeting

**RESOLUTION CHANGING THE HOURS OF THE DEPUTY
COMMISSIONERS IN THE BOARD OF ELECTIONS FROM 35
HOURS PER WEEK TO 40 HOURS PER WEEK,
EFFECTIVE JANUARY 1, 2008**

The following resolution was offered by Supervisor Ashworth, 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 the change in the hours of the Deputy Commissioners in the Board of Elections from 35 hours per week to 40 hours per week effective January 1, 2008. Contingent upon adoption of the 2008 budget which provides funding for this change.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 373

December 3, 2007
Regular Board Meeting

**RESOLUTION AMENDING THE 2007
ESSEX COUNTY BUDGET**

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

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

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

1. From the Public Safety Committee

(a) For the Weights & Measures Department, increase revenues (Account # 66102 5230) and appropriations (Account # 66102 5230) in the amount of \$20,768.00 from increased fines for the purchase of a truck.

BE IT FURTHER RESOLVED, the Essex County Purchasing Agent is hereby authorized to go to bid, accept and/or reject bids or purchase pursuant to state contract a new truck for the Weights and Measures Department in an amount not to exceed \$20,768.00.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 374

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE PAYMENT OF \$10.46 TO
HORACE NYE EMPLOYEE AS REIMBURSEMENT FOR
LUNCH IN JUNE 2007**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the payment of \$10.46 to reimburse Horace Nye Home employee for lunch in June 2007.

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

AYES: 1,960 votes
NOES: 738 votes (Scozzafava, Dedrick)
ABSENT: 145 votes (Morency, Canon)

Resolution No. 375

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE HORACE NYE HOME TO
INCREASE THE PRIVATE PAY RATE TO \$240.00 PER DAY,
EFFECTIVE JANUARY 1, 2008**

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 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 Horace Nye Home to increase the private pay rate to \$240.00 per day, effective January 1, 2008.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 376

December 3, 2007
Regular Board Meeting

**RESOLUTION RECOGNIZING THE MONTH OF
NOVEMBER, 2007 AS
ADOPTION AWARENESS MONTH**

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

Upon the approval of the Human Services Committee of this body, and the same appearing proper and necessary.

WHEREAS, each November brings the time of year when Americans offer thanks for the abundant blessings of this great Nation - especially our homes and families - and also the annual observance of Adoption Month, and the citizens of New York State support this meaningful occasion by continuing a longstanding tradition of opening their hearts to children in need of a permanent home; and

WHEREAS, the youth of the Empire State are precious to each of us and represent our greatest hope for the future, and all children deserve a nurturing, safe and stable environment in which they can grow up to enjoy the benefits of a healthy and productive life; and

WHEREAS, it is important that we remember all the children who are in foster care waiting to be adopted as part of a loving and caring family; and

WHEREAS, finding nurturing, permanent homes for waiting children is an objective New York State works toward throughout the year and, during Adoption Month, special efforts are made to bring greater awareness of the need for adoptive families; and

WHEREAS, while all youth require the support and security that comes from a loving family, some children awaiting adoption may have special needs, and caring for and finding happiness in raising these children has proven to be one of the most rewarding experiences for many adoptive parents; and

WHEREAS, in observing Adoption Month, we also recognize the valuable contribution of adoptive parents who continually strive to improve the quality of life for the children they bring into their lives; and

WHEREAS, as we gather together as a family, community, State and Nation to celebrate and give thanks for our many blessings, it is the hope of New Yorkers that all children awaiting adoption will quickly be placed in a permanent and loving family and, therefore, it is fitting to promote the goals of this observance during this special season, which gives us so many reasons to be grateful.

NOW, THEREFORE, BE IT RESOLVED, that the Essex County Board of Supervisors do hereby recognize November, 2007 as Adoption Awareness Month.

This resolution was unanimously seconded and adopted.

Resolution No. 377

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE WRITE-OFF
OF BAD DEBT FOR THE
CERTIFIED HOME HEALTH AGENCY
OF THE PUBLIC HEALTH DEPARTMENT,
IN THE AMOUNT OF \$6,677.24**

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.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the write-off of bad debt for the Certified Home Health Agency of the Public Health Department, in the amount of \$6,677.24.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 378

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND
FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-
AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE
COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT,
AND APPROPRIATING FUNDS THEREFORE**

The following resolution was offered by Supervisor Connell, 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.

WHEREAS, a Project for the Repair of Slope Failure on Shore Airport Road (CR43), Essex County, Emergency Relief Project P.I.N 1757.83 (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 100% Federal funds and 0% 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 hereby further

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

RESOLVED, that the sum of \$31,500.00 (Thirty one thousand five hundred dollars and no cents) is hereby appropriated from 51104-5419OMR and made available to cover the cost of participation in the above 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 County Board of Supervisors of the County of Essex shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation

thereof, and it is further

RESOLVED, that the Chairman of this Board or DPW 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 therefore 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, this Resolution shall take effect immediately

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

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

AYES:	2,640	votes	
NOES:	58	votes	(Jackson)
ABSENT:	145	votes	(Morency, Canon)

WITHDRAWN
Resolution No. 379

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE DPW-HIGHWAY DIVISION
TO REIMBURSE THE TOWN OF CHESTERFIELD HIGHWAY
DEPARTMENT \$3,720.06 AS AN ADDED EXPENSE FOR
SNOW AND ICE REMOVAL ON THE SOPER ROAD DUE TO A
ROAD CLOSURE/DETOUR**

The following resolution was offered by Supervisor Morrow, 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 hereby authorizes the DPW-Highway Division of Essex County to reimburse the Town of Chesterfield Highway Department \$3,720.06 as an added expense for snow and ice removal on the Soper Road due to road closure/detour.

This resolution was withdrawn.

Resolution No. 380

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE DPW-BUILDINGS AND
GROUNDS DIVISION TO PURCHASE A JOHN DEERE MID
ZTRAK MOWER FROM BUDGETED FUNDS, AT A COST NOT
TO EXCEED \$9,500.00 AND AUTHORIZING THE
INTERDEPARTMENTAL TRANSFER OF SUCH FUNDS WHICH
PURCHASES TO BE MADE PURSUANT TO STATE
CONTRACT**

The following resolution was offered by Supervisor Glebus, 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 the DPW-Buildings & Grounds Division and County Purchasing Agent to purchase a John Deere Mid-Ztrak mower from budget funds at a cost not to exceed \$9,500.00 which purchase shall be under state contract; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby authorizes the interdepartmental transfer of \$9,500.00 from Account #16204 5418 to Account #16202 5270.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 381

December 3, 2007
Regular Board Meeting

**RESOLUTION SUPPORTING THE TOWN OF
TICONDEROGA'S ECONOMIC DEVELOPMENT APPLICATION
TO THE OFFICE OF SMALL CITIES FOR UP TO \$750,000.00
TO FUND THE CONSTRUCTION OF MUNICIPAL SEWER
PROJECT ALONG THE HAGUE ROAD AND PARK AVENUE**

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

Upon the recommendation of the Economic Development/Planning/Publicity

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby whole heartedly supports the Town of Ticonderoga's Economic Development application to the Office of Small Cities for up to \$750,000.00 to help fund the construction of a municipal sewer project along the Hague Road and Park Avenue.

This resolution was unanimously seconded and adopted.

Resolution No. 382

December 3, 2007
Regular Board Meeting

RESOLUTION GRANTING AN EASEMENT AND RIGHT-OF-WAY TO NATIONAL GRID TO LOCATE POLES, OVERHEAD AND GUY WIRES OVER THE VETERAN'S CEMETERY PARCEL

The following resolution was offered by Supervisor Ashline, 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, in order to provide power to a small out building located at the Veteran's Cemetery, it is necessary to grant an easement and right-of-way to National Grid for the location of poles, overhead wires and guy wires;

BE IT RESOLVED, that the Essex County Board of Supervisors hereby grants an easement and right-of-way to National Grid for the purposes of the location of poles, overhead wires and guy wires and other facilities on, over and under the Veteran's Cemetery parcel with such location and under such terms as are approved by the County Attorney.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 383

December 3, 2007

**RESOLUTION OF CONGRATULATIONS TO
ROBERT CONOR BONHAM
OF BLOOMINGDALE ON OBTAINING
THE RANK OF EAGLE SCOUT**

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.

WHEREAS, Robert Conor Bonham is a resident of Bloomingdale, New York; and

WHEREAS, Robert Conor Bonham 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.

WHEREAS, Robert is a member of Paul Smiths-Gabriels Troop 12 and is an Assistant Scoutmaster. He began his scouting career as a Lake Clear Pack 3 Tiger Cub in 1996, where he earned the Arrow of Light, the highest award in Cub Scouting. He has also earned the World Conservation Award and God and Country award; and

WHEREAS, as a boy scout, Robert has held several leadership positions including, Troop Guide, Assistant Patrol Leader and Patrol Leader. He has also been inducted into Scouting's prestigious honor society, the Brotherhood honor of the Order of the Arrow; and

WHEREAS, Robert has earned 21 merit badges and has completed a community service project which involved the creation and implementation of a Veteran's memorial park at the Bloomingdale Elementary School; and

WHEREAS, Robert has been active in cross-country running, skiing and track at Saranac Lake High School and has received the National Honor Society Award for Honor Roll Junior Year and an award for perfect attendance for two years; and

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 Robert Conor Bonham 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 Robert Conor Bonham.

This resolution was unanimously seconded and adopted.

Resolution No. 384

December 3, 2007
Regular Board Meeting

**RESOLUTION IN SUPPORT OF S.01053 ENTITLED "AN ACT
TO AMEND THE TAX LAW IN RELATION TO ESTABLISHING
THE MAXIMUM RESIDENTIAL REAL PROPERTY, PERSONAL
INCOME TAX CREDIT"**

The following resolution was offered by Supervisor Jackson, 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, Senate Bill S.01053 introduced by Senator Elizabeth O'C. Little provides for a residential real property tax credit for qualified individuals against real property taxes, equal to 70% of the amount which taxpayer's net real property tax exceeds the taxpayer's maximum real property tax; and

WHEREAS, the intent of this legislation is to provide real property tax relief for households with gross incomes under \$100,000.00, under \$150,000.00 and under \$200,000.00.

BE IT RESOLVED, that the Essex County Board of Supervisors whole heartedly supports the enactment of Senate Bill S.01053, by the New York State Senate and the New York State Assembly and that the Governor sign such legislation into law; 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 unanimously seconded and adopted.

Resolution No. 385

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT, TO
INCREASE REVENUES AND APPROPRIATIONS BY
\$192,000.00 IN THE TREASURER'S OFFICE, TO COVER
COMMUNITY COLLEGE OPERATING AND CAPITAL
EXPENSES AND TO PURCHASE A BACK-UP PRINTER WITH
A FOLDER/SEALER UNIT**

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 the Treasurer's Department, increase revenues 1325 4240110 - Interest Earnings and increase appropriations as follows in the amount of \$192,000 for Community College operating and capital expenses and for a back-up printer with a folder/sealer unit for check writing :

Appropriations:	<u>Account</u>	<u>Amount</u>
Community College Operating	24904 5478	\$170,000
Community College Capital	24904 5479	18,000
Treasurer-Inventory	13254 5400Inv.	<u>4,000</u>
		\$192,000

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

AYES: 2,690 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 386

December 3, 2007
Regular Board Meeting

**RESOLUTION TO CLOSE OUT VARIOUS CAPITAL
PROJECTS**

The following resolution was offered by Supervisor Scozzafava, 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, there currently exists within the Essex County Budget and Capital Program certain capital projects which have been completed; and

WHEREAS, it is necessary to remove and close out these capital projects as they have been completed.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby removes from the Budget and the Capital Program covering those capital projects described at Schedule A attached hereto and made a part hereof and authorizes the closure of these various capital projects.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 387

December 3, 2007
Regular Board Meeting

**RESOLUTION CANCELING AND WAIVING INTEREST,
PENALTIES AND OTHER CHARGES PURSUANT TO REAL
PROPERTY TAX LAW SECTION 1182 ON PROPERTY IN THE
TOWN OF TICONDEROGA - DAYNE SCHRYER**

The following resolution was offered by Supervisor Dedrick, 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 Supervisor hereby adopts, pursuant to Real Property Tax Law Section 1182, this Resolution to cancel interest, penalties and other charges against the following pieces of property provided that the base tax is paid no later than January 28, 2008:

TOWN OF TICONDEROGA

<u>Owner</u>	<u>Tax Map #</u>	<u>Account #</u>	<u>Year</u>	<u>Base Amount</u>	<u>Amount to be Cancelled</u>
Dayne Schryer	150.34-3-7.000	711A104102Z	2004	\$218.64	\$275.37

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Amended
Resolution No. 388

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING A MEMORANDUM OF
UNDERSTANDING WITH THE CSEA REGARDING HEALTH
INSURANCE CONTRIBUTION RATES FOR FAMILY HEALTH
INSURANCE PLANS AND SUCH CHANGES TO THE
CONTRIBUTION RATE**

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

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

WHEREAS, because of recent increases for health insurance coverage throughout upstate New York and the built in constraints of the present formula used to determine employee contribution for health insurance premiums, there has resulted an unbalance and inequitable contribution amount between the family plan contribution and the single plan contribution amount; and

WHEREAS, in order to assist Essex County employees in meeting these costs for family plan health insurance, Essex County and CSEA are desirous of entering into an agreement modifying the current Collective Bargaining Agreement between Essex County and CSEA for the period January 1, 2004 through December 31, 2008; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes its Chairman of the Board to sign a memorandum of understanding with CSEA modifying and amending Article 32 of the current Collective Bargaining Agreement entered into between Essex County and CSEA employees for the period January 1, 2004 to December 31, 2008 by increasing the family plan contribution made by Essex County to 15.06% which will result in a revised contribution for the family plan to \$1,272.03 for the year 2008; and providing for the implementation of a Lag Payroll Plan for 2008 upon the approval of the memorandum by the County Attorney.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 389

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
JAMES WALTER KORDZIEL**

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

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

WHEREAS, James Walter Kordziel suddenly passed away on November 11, 2007; and

WHEREAS, James Walter Kordziel was born in Ticonderoga, New York on August 12, 1956 to Frank and Lorraine (Cook) Kordziel; and

WHEREAS, James Walter Kordziel graduated from Moriah Central School, earned his associate's degree from SUNY Canton, a bachelor's degree from Rochester Institute of Technology and, master's degree and a certificate in school business administration from SUNY Plattsburgh; and

WHEREAS, James Walter Kordziel was employed for the last twenty years as school business administrator for Lake Placid Central School and was previously employed as district treasurer at Westport Central School for 8 years; and

WHEREAS, James Walter Kordziel was a 3rd degree member of the Knights of Columbus, Port Henry Council 384; and

WHEREAS, James Walter Kordziel served as an official for high school basketball games and coached youth teams in baseball, basketball and soccer. He was a scout leader and served as cub master of Lake Placid Pack 110; and

WHEREAS, James Walter Kordziel also served on the Wilmington Library Board, the St. Margaret's Parish Council in Wilmington, and the Board of Directors of the Lake

Placid Outing Club; and

WHEREAS, James Walter Kordziel was married to Joanne Firlik whom he married on August 25, 1990; and

WHEREAS, James Walter Kordziel is survived by his mother, Lorraine Kordziel; his wife, Joanne, three sons; James, Anthony and Christopher; his sisters, Barbara Goodspeed, Laurie Crossman and his brother, Frank Kordziel; and several in-laws, cousins, nieces and nephews; and

WHEREAS, James Walter Kordziel was a loving son, husband, father, 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 express and extend their deepest sympathy and condolences to the family of James Walter Kordziel; 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 Kordziel family.

This resolution was unanimously seconded and adopted.

Resolution No. 390

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
PETER P. ZELINSKI, II**

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

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

WHEREAS, Peter P. Zelinski, II passed away on November 22, 2007; and

WHEREAS, Peter P. Zelinski, II was born in Moriah Center, New York on December 17, 1930 to Peter and Anna (Lebednik) Zelinski; and

WHEREAS, Peter P. Zelinski, II served his country during the Korean War in the U.S. Marine Corps until 1954. Upon his release he served in the Marine Corps Reserve for six years at which time he received an honorable discharge; and

WHEREAS, Peter P. Zelinski, II became a New York State Trooper on September

1, 1954 and retired as a zone sergeant on June 26, 1985. He was Chief of Police of the Village of Lake Placid until 1988. In March of 1989, he was appointed by the Essex County Sheriff to serve as Undersheriff until May of 1995; Peter was elected and served as town councilman for the Town of Keene from 1995 until 1999; and

WHEREAS, Peter P. Zelinski, II was a member of St. Brendan's Catholic Church, the Knights of Columbus, AuSable Council 2301, the American Legion Marcy Post 1312 in Keene Valley, Association of Former New York State Troopers Adirondack Chapter, the Police Benevolent Association of New York State Troopers and the National Rifle Association; and

WHEREAS, Peter P. Zelinski, II is survived by his wife of 52 years, Constance (Whitney) Zelinski; four daughters, Connie Zelinski, Deborah Underhill, Lisa Shovan and Nicole Zelinski; two sons, Peter and Matthew Zelinski; 19 grandchildren; his sisters, Mary Koczur and Helen Harvish; and brothers, William and Joseph Zelinski; and

WHEREAS, Peter P. Zelinski was a loving 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 express and extend their deepest sympathy and condolences to the family of Peter P. Zelinski, II; 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 Zelinski family.

This resolution was unanimously seconded and adopted.

Resolution No. 391

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
BARBARA H. MCKILLIP**

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, Barbara H. McKillip passed away on November 11, 2007; and

WHEREAS, Barbara H. McKillip was born on July 28, 1938, in Saranac Lake, New York; and

WHEREAS, Barbara H. McKillip graduated from Saranac Lake High School and received a bachelors and masters degree from the State University of New York in Albany; and

WHEREAS, Barbara H. McKillip was a lifetime educator having been librarian at the Northside Elementary School in the Peru school district, having acted as a substitute teacher at many schools in the area and as an adjunct professor at North Country Community College in Saranac Lake, New York where she taught English; and

WHEREAS, Barbara H. McKillip was a voracious reader and especially enjoyed the time she spent reading to her beloved grandchildren; and

WHEREAS, Barbara H. McKillip was an expert cook and loved experimenting with specialized dishes; and

WHEREAS, Barbara H. McKillip was survived by her beloved husband of 47 years, Daniel C. McKillip; her son David and daughter-in-law Becky; three grandchildren, Kaleigh, Sara and Kelsey; sister-in-law and husband, Elizabeth and Pat Murphy; neices, Kathryn and Bridget McKillip and Brenda Goulette, Mary McKillip, Kelley Keith and Susan Hubbard; nephews Johnny Fagan, Dan Cassese and Ben Cassese; and

WHEREAS, Barbara H. McKillip was a loving wife, mother, grandmother, sister, aunt and friend and 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 express and extend their deepest sympathy and condolences to the family of Barbara H. McKillip; 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 McKillip family.

This resolution was unanimously seconded and adopted.

Resolution No. 392

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
MILDRED P. KELLY**

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, Mildred P. Kelly passed away on November 22, 2007; and

WHEREAS, Mildred P. Kelly was born on December 29, 1924 in Jay, New York, the daughter of Norman and Florence (Coolidge) Pelkey; and

WHEREAS, Mildred P. Kelly married William Kelly in 1954 at the Lake Placid Club; and

WHEREAS, Mildred P. Kelly worked as a telephone operator and thereafter attended North Country Community College receiving her degree in criminal justice after which she worked for the Lake Placid Police Department; and

WHEREAS, Mildred P. Kelly also attended Plattsburgh State University receiving a degree in liberal arts as well as a masters degree from Godard College; and

WHEREAS, Mildred P. Kelly worked teaching criminal justice and sociology at Clinton Community College in Plattsburgh, New York for fifteen years and was a member of the Eastern Star, and a member of the Keene Valley Congregational Church; and

WHEREAS, Mildred P. Kelly was a loving wife, aunt, niece, cousin 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 express and extend their deepest sympathy and condolences to the family of Mildred P. Kelly; 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 Kelly family.

This resolution was unanimously seconded and adopted.

Resolution No. 393

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO MS. KATHRYN
MAJOR 2007 TOWN OF TICONDEROGA'S JUNIOR MISS**

The following resolution was offered by Supervisor Dedrick, 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, this Essex County Board of Supervisors recognizes the vital importance

of young people as leaders of the future and takes pride in its youth; and

WHEREAS, Ms. Kathryn Major has been named as the Ticonderoga's 2007 Junior Miss; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby extends its highest congratulations to Kathryn Major as the Town of Ticonderoga's Junior Miss

This resolution was unanimously seconded and adopted.

Resolution No. 394

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
CARL ROYCE PERRY**

The following resolution was offered by Supervisor Dedrick, 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, Carl Royce Perry passed away on November 16, 2007; and

WHEREAS, Carl Royce Perry was born in Chestertown, New York on January 23, 1939, the son of Henry and Annabell (Burdette) Perry; and

WHEREAS, Carl Royce Perry graduated from Chestertown High School and was a resident of Ticonderoga for most of his adult life; and

WHEREAS, Carl Royce Perry was employed as a mechanic for the Ticonderoga Highway Department for many years, was a member of the Ticonderoga Volunteer Fire Department having served in every rank of the department including, president, fire chief for 19 years and treasurer; and

WHEREAS, Carl Royce Perry is survived by his wife of 22 years, Carol (Pockett) Perry, eight children, one brother and one sister, 9 grandchildren, 2 great-grandchildren and many nieces and nephews; and

WHEREAS, Carl Royce Perry was a loving 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 express and extend their deepest sympathy and condolences to the family of Carl Royce Perry; 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 Perry family.

This resolution was unanimously seconded and adopted.

Resolution No. 395

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO THE TICONDEROGA
CENTRAL SCHOOL BOYS VARSITY FOOTBALL TEAM FOR
WINNING THE 2007 SECTION 7 AND 10 CLASS D
CHAMPIONSHIP; SECTION 2, 7 AND 10 CLASS D
CHAMPIONSHIP; SECTION 2, 7 AND 10 CLASS D REGIONAL
CHAMPIONSHIP; SECTION 1, 2, 7, 9 AND 10 CLASS D EASTERN
CHAMPIONSHIP AND UPON BEING THE NEW YORK STATE
OVERALL CLASS D STATE RUNNER-UP**

The following resolution was offered by Supervisor Dedrick, 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 2007 Ticonderoga Central School Boy's Varsity Football Team has won the Section 7 and 10 Class D Championship; and

WHEREAS, the Ticonderoga Central School Boy's Varsity Football Team has also won the Section 2, 7 and 10 New York State Class D Regional Championship; and

WHEREAS, the Ticonderoga Central School Boy's Varsity Football Team has also won the New York State Class D Eastern Championship for Sections 1, 2, 7, 9, and 10; and

WHEREAS, the 2007 Ticonderoga Central School Boy's Varsity Football Team was the overall New York State Class D State runner-up;

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby congratulate the 2007 Ticonderoga Boy's Varsity Football Team, their coach and their assistants and staff, for the exemplary and outstanding accomplishments, including their earning the overall New York State Class D State runner-up football title for the entire state of New York; and

This resolution was unanimously seconded and adopted.

Resolution No. 396

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONGRATULATIONS TO MS. ASHLEY
PETERS 2007 TOWN OF CROWN POINT'S JUNIOR MISS**

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.

WHEREAS, this Essex County Board of Supervisors recognizes the vital importance of young people as leaders of the future and takes pride in its youth; and

WHEREAS, Ms. Ashley Peters has been named as the Crown Point's 2007 Junior Miss; and

BE IT RESOLVED, that the Essex County Board of Supervisors hereby extends its highest congratulations to Ashley Peters as the Town of Crown Point's Junior Miss

This resolution was unanimously seconded and adopted.

Resolution No. 397

December 3, 2007
Regular Board Meeting

**RESOLUTION IN SUPPORT OF THE SUBMISSION OF A
GRANT BY NORTH COUNTRY COMMUNITY COLLEGE FOR
FUNDS FROM THE ADIRONDACK PARK COMMUNITY
SMART GROWTH GRANT PROGRAM ADMINISTERED BY
THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION**

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, the New York State Department of Environmental Conservation is soliciting grant applications for the Adirondack Park Community Smart Growth Program from municipalities located wholly or partially within the Adirondack Park; and

WHEREAS, North Country Community College is desirous of submitting a grant application for the Adirondack Park Community Smart Growth Program for financial assistance for the rehabilitation and environmental sustainability of the main campus in Saranac Lake; and

BE IT RESOLVED, that Gail Rogers Rice, Ph.D., as President of North Country Community College, or such person designated by her or her successor in office, is hereby authorized and directed to file an application for funds from the Adirondack Park Community Smart Growth Grants Program of New York State Department of Environmental Conservation in an amount not to exceed \$167,739.00 and, upon approval of said request, to enter into and execute a project agreement with the Department of Environmental Conservation for such financial assistance to North Country Community College planning for rehabilitation and environmental sustainability of the main campus in Saranac Lake; and

BE IT FURTHER RESOLVED, that one certified copy of this resolution be prepared and sent to the New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233 together with the application for state assistance

This resolution was unanimously seconded and adopted.

Resolution No. 398

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
STUART S. FRUM**

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

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

WHEREAS, Stuart S. Frum of Congress Street, Westport, New York, passed away on November 29, 2007; and

WHEREAS, Stuart S. Frum was born in Yonkers, New York on April 25, 1948, the son of Herbert and Lee (Rogoff) Frum; and

WHEREAS, Stuart S. Frum is survived by his loving wife Elizabeth (Ashline) Frum; two beloved children, Alexander and Aisleigh Frum; two stepdaughters and two sons-in-law, Marka and Lyle Newman and Brittany Morse and Joseph Manalang; three grandchildren, Sebastian and Isabelle Newman and Xavier Manalang; his parents Herbert and Lee Frum; a brother and sister-in-law, Donald and Linda Frum; and a niece and nephew, Deirdre and Stephen Frum as well as by several aunts, uncles and cousins; and

WHEREAS, Stuart was a devoted, loving and committed husband and father who took great pride in his family; and

WHEREAS, Stuart was for over thirty years an attorney in Westport, New York and regarded amongst his peers as having the highest degree integrity, compassion,

intelligence and fair play and was a consummate gentlemen both professionally and personally; and

WHEREAS, Stuart will always be remembered for his pleasant and easy going demeanor, his intelligence, his sense of fair play and his infectious laugh; and

WHEREAS, the residents of Westport and Essex County have suffered a great loss with Stuart's untimely death; and

WHEREAS, Stuart was a loyal and devoted husband, father, son, brother, grandfather, uncle and friend who will be sorely missed but not forgotten.

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest and most sincere sympathy and condolences to the family of Stuart S. Frum; 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 Frum family.

This resolution was unanimously seconded and adopted.

Amended
Resolution No. 399

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING COUNTY MANAGER TO
OBTAIN CREDIT CARDS FROM A BANK OR FINANCIAL
INSTITUTION AND ESTABLISHING A CREDIT CARD POLICY**

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

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

WHEREAS, the Essex County Board of Supervisors recognizes that there are instances where it is often difficult, impractical, time consuming and more costly to process small dollar purchases through conventional procurement means of preparing purchase orders and processing invoices; and

WHEREAS, credit cards are an essential requirement for persons traveling in the ordinary course of business, are often required when making travel arrangements and reserving hotel rooms and in securing cheaper rates for hotels and air fares via telephone or the internet; and

WHEREAS, in each of the above instances, credit cards can yield savings and streamline the purchases as, often the expense of processing small dollar purchases can run as high as the purchase itself; and

WHEREAS, the Essex County Board of Supervisors recognizes that any authorization for the use of credit cards must be accompanied by a comprehensive use policy to prevent misuse of credit cards and hereby determines that it is in the best interest of Essex County to authorize the limited use of credit cards from banks or credit card issuers and establish this Credit Card Policy.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby establishes the Essex County Credit Card Policy under the following terms and conditions:

1. The Essex County Board of Supervisors hereby authorizes its County Manager and/or Chairman of the Board of Supervisors to enter into contracts with banking institutions or credit card companies for the issuance of credit cards to be held in the name of County of Essex for use by designated persons as herein set forth for the purchase of low purchase items, making travel arrangements and for small maintenance, repair and operating expenses.

2. The County Manager shall have control of any and all credit cards.

3. The County Manager shall personally authorize the use of the credit cards.

4. The following authorized credit card purchases may be made by approved County Officials/employees:

- Office supplies and forms
- Books and subscriptions
- Computer supplies
- Hardware tools
- Spare parts
- Maintenance, repair and operating expenses
- Material expenses
- Travel, travel reimbursement and meal/lodging expenses
- Any other expenses authorized by the County Manager of the County of Essex.

5. The following are unauthorized credit card purchases:

- Any single transaction exceeding \$1,500.00 in value not specifically authorized specifically by the County Manager or the Board of Supervisors.
- Purchase of items for personal use
- Credit cards are not to be used for any product, service or with any merchant considered to be inappropriate for County funds

6. All credit cards will be kept under the direct supervision of the County Manager of Essex County and shall be made available to officials/employees deemed appropriate by the Essex County Manager.

7. In using the credit card, all County officials shall:

- Retain all receipts for the items purchased and immediately upon purchase, provide the same to Auditor.
- Insure that all transactions are legitimate purchases made on behalf of the County of Essex.
- Employees incurring expenses through use of a credit card shall be responsible for submitting to the Auditor claims and adequate supporting documentation for which the expenses were incurred in accordance with County Policy.

8. Any legal or unauthorized expense or improper use of a credit card shall require payment by the employee incurring the expense.

9. Except as herein provided, purchases, payments, travel and other actual and necessary expenses for which a credit card is used shall be incurred in accordance with, and shall be subject to, all laws, rules and regulations applicable to municipal charges incurred by the County of Essex, its officers and employees.

10. All authorized departments must review all receipts and credit card statements and following such review shall submit the same to the County Auditor for payment within 48 hours of the time the statement is received and the Auditor shall review all documentation in the same manner as other County expenses and either allow or not allow in whole or in part the charges.

11. If the County Auditor determines that all charges are appropriate as submitted, the credit card statement shall be processed for payment in a timely fashion so as to avoid any finance charges. If the County Auditor shall determine that there are illegal or unauthorized charges, he/she shall immediately notify the County Chairman who shall investigate and deal with the situation.

12. Employees using the County credit cards shall sufficiently document the purchases with supporting receipts and a detailed composition of all charges, noting the official or employee who has incurred said charges.

13. Any lost or stolen credit cards shall be reported immediately to the Essex County Manager.

14. For any orders placed by phone, fax, mail or E-mail, a receipt must be requested detailing the merchandise purchased, price, freight, shipping etc. and must be included with the goods mailed or shipped.

15. Notwithstanding any of the above, County credit cards can be used for any other transaction without monetary limit provided, and on condition, that the purchase is duly authorized by Resolution of the Essex County Board of Supervisors.

16. All purchases made under this policy shall comply with Resolution No. 320 dated December 29, 1997 entitled "Resolution amending the Essex County Purchasing Policy" and the provisions of General Municipal Law §103 and all other competitive bidding laws of the State of New York.

17. Be it further resolved, that the County Manager be, and hereby is, authorized and directed to take such incidental actions as may be necessary to carry out the terms of this Resolution including the execution of any agreements with a bank or credit card issuer that may be necessary provided the same are in a form approved by the County Attorney.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 400

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE TRANSFER OF \$1,361.73
FROM CONTINGENCY ACCOUNT FOR PAYMENT OF A
SPECIAL PROSECUTOR**

The following resolution was offered by Supervisor Ashworth, 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 \$1,361.73 and appropriates the sum of \$1,361.73 from the Contingent Account (19904-5487) to Account (11664-5440 Special Prosecutor) for payment to Tina Soloski, Esq. as Special Prosecutor.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

BUDGET IMPACT STATEMENT:	
Contingent Account Balance as of 11/5/07:	\$ 346,806.07
Reduction Impact of this resolution:	\$ 1,361.73
FY2007 Contingent Account Balance:	\$ 345,444.34

Resolution No. 401

December 3, 2007
Regular Board Meeting

**RESOLUTION AUTHORIZING THE TERMINATION OF THE
LEASE AND SERVICE AGREEMENT FOR SPARE BUS
BETWEEN ESSEX COUNTY AND THE CITY OF WATERTOWN**

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

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

WHEREAS, in February of 2007 the County of Essex and the City of Watertown entered into a lease and service agreement for a certain 2003 Ford bus bearing VIN #1FDXE45F33HA62143 wherein the County of Essex agreed under certain terms and conditions to lease the bus for the term February 2006 through January 31, 2008; and

WHEREAS, Essex County has been apprised by the City of Watertown and Mike Labello of the New York State Department of Transportation that this bus must be returned to the City of Watertown forthwith; and

BE IT RESOLVED, that the County of Essex hereby authorizes the termination of the hereinabove referenced lease and service agreement for the spare bus with the City of Watertown and the return of the bus to the City of Watertown upon such further terms and conditions as the County Attorney deems appropriate

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 402

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
MORRIS L. SHEPARD**

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

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

WHEREAS, Morris L. Shepard of Willsboro, New York, passed away on November 17, 2007; and

WHEREAS, Morris L. Shepard was born in Plattsburgh, New York on June 5, 1939, the son of Edward LeRoy and Veletia (Strong) Shepard; and

WHEREAS, Morris L. Shepard graduated from Willsboro Central School in 1957 and worked for the New York State Department of Transportation for 27 years; and

WHEREAS, Morris L. Shepard served for a total of 22 years in the Army National Guard and Army Reserve and was also a member of the Iroquois Masonic Lodge in Essex; and

WHEREAS, Morris L. Shepard married Dorothy (Phelan) Shepard on January 25, 1958; and

WHEREAS, Morris L. Shepard is survived by his loving wife; four children, Hope Marie, James Edward, Shelley Lynn and Sheri Lee; his mother, Veletia Shepard; his sister and her husband, Vickie and Victor Putman; two nieces, Sarah and Lauren Putman; 10 grandchildren; and four great-grandchildren; and

WHEREAS, Morris L. Shepard was a loving husband, father, grandfather, son, 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 express and extend their deepest and most sincere sympathy and condolences to the family of Morris L. Shepard; 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 Shepard family.

This resolution was unanimously seconded and adopted.

Resolution No. 403

**December 3, 2007
Regular Board Meeting**

**RESOLUTION OF CONGRATULATIONS TO
SHANNON NUTBROWN
OF AUSABLE VALLEY CENTRAL SCHOOL UPON HER
SCORING HER 1,000TH POINT FOR THE AUSABLE VALLEY
CENTRAL SCHOOL GIRLS BASKETBALL TEAM**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Attorney and County Manager whole heartedly congratulate Shannon Nutbrown upon her scoring her 1,000th point as a member of the AuSable Valley Central School Patriot Girls Basketball Team.

This resolution was unanimously seconded and adopted.

Resolution No. 404

**December 3, 2007
Regular Board Meeting**

**RESOLUTION SUPPORTING FEDERAL MEDICAID
COUNTY PROTECTION ACT OF 2007**

The following resolution was offered by Supervisor Ashworth, 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 has the most expensive Medicaid program in the nation; and

WHEREAS, its spending per recipient is the highest in the country, with costs that nearly exceed those of California and Texas combined; and

WHEREAS, New York is one of only a few states that mandate county governments to pay a significant portion of the State's cost; and

WHEREAS, Congressman G.K. Butterfield of North Carolina has introduced legislation at the federal level that would expressly prohibit states from passing along the costs of Medicaid to county government, which is a huge burden to property taxpayers; now, therefore be it

BE IT RESOLVED that the Essex County Board of Supervisors hereby supports the passage of "Medicaid County Protection Act of 2007" by the U.S. Congress as introduced by Congressman G.K. Butterfield of North Carolina; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby requests its federal representatives, Senator Charles Schumer, Senator Hillary Clinton, Representative John McHugh and Representative Michael McNulty, to become sponsors of this important legislation; and

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby directed to send certified copies of this Resolution to Senator Charles Schumer, Senator Hillary Clinton, Congressman Michael McNulty, Congressman John McHugh, Congressman G.K. Butterfield, All New York State Counties, NYSAC and Administrative Officer/Clerk of the Board.

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

Amended
Resolution No. 405

December 3, 2007
Regular Board Meeting

**RESOLUTION INTRODUCING PROPOSED
LOCAL LAW NO. 1 OF 2008**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby introduces proposed Local Law No. 1 of 2008, fixing the 2008 salaries of County officers who are elected or who are appointed for a fixed term, as follows:

"ESSEX COUNTY LOCAL LAW NO. 1 OF 2008

A local law fixing the 2008 salaries of County officers who are elected or who are appointed for a fixed term.

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

§1. The annual salaries during fiscal year 2008 for the following County officers who are elected or who are appointed for a fixed term shall be as follows:

<u>Position</u>	<u>2008 Salary</u>
Commissioner of Social Services	\$ 78,364
Commissioner of Elections	\$ 16,250
Coroners	\$ 3,604
County Clerk	\$ 60,744
County Sheriff	\$ 73,432

County Treasurer	\$ 60,281
Personnel Officer	\$ 77,202
Public Health Director	\$ 74,111
Real Property Tax Services Director	\$ 63,528
Superintendent of Public Works	\$ 82,414

§2. This local law shall take effect 45 days after adoption hereof; except that in the event a valid petition protesting against this local law is filed with the Clerk within 45 days of such adoption, this local law shall take effect only upon approval by the affirmative vote of a majority of the qualified electors of Essex County.”

AND BE IT FURTHER RESOLVED that the Essex County Board of Supervisors shall hold and conduct a public hearing on the foregoing proposed local law on December 17 at 9:30 a.m. of that day, to hear any and all persons concerning the same.

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

Resolution No. 406

December 3, 2007
Regular Board Meeting

RESOLUTION AUTHORIZING THE LEVY OF CHARGEBACKS

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

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

BE IT RESOLVED that the Clerk of the Board of Supervisors is hereby authorized and directed to levy, from towns as accumulated chargebacks accrued, consisting of chargebacks from corrections to the tax rolls, as well as any incidental charges to the towns of Essex County as follows:

<u>TOWN</u>	<u>2008</u> <u>SELF-INSURANCE</u>	<u>2007</u> <u>REAL PROPERTY</u>	<u>2007</u> <u>TREASURERS</u>
Chesterfield	\$.00	\$.00	\$.00
Crown Point	.00	.00	.00
Elizabethtown	7,120.61	1,410.00	.00
Essex	.00	.00	.00
Jay	23,539.97	2,644.00	.00
Keene	17,246.36	1,903.00	.00
Lewis	.00	.00	.00

Minerva	7,356.07	1,416.00	.00
Moriah	.00	.00	.00
Newcomb	.00	.00	.00
North Elba	.00	.00	.00
North Hudson	3,915.50	.00	.00
St. Armand	.00	.00	.00
Schroon	.00	.00	.00
Ticonderoga	.00	.00	.00
Westport	.00	.00	.00
Willsboro	.00	.00	.00
Wilmington	26,516.74	1,255.00	.00

BE IT FURTHER RESOLVED, that no chargeback shall be made against any town which, prior to the close of business on December 3, 2007, furnishes the Essex County Real Property Tax Services Director with a written statement that such Town will be making payment of an amount above on or before December 31, 2007.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 407

December 3, 2007
Regular Board Meeting

RESOLUTION SCHEDULING THE 209th ORGANIZATIONAL MEETING FOR JANUARY 7, 2008

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby schedules the 2008 Organizational Meeting for January 7, 2008 to commence at 10:00 a.m.

This resolution was duly seconded by Supervisor , and adopted.

Resolution No. 408

December 3, 2007
Regular Board Meeting

RESOLUTION AUTHORIZING THE EXECUTION OF A

**CONTRACT WITH APCO-AFC, INC. FOR THE PROVISION OF
CONTOUR STUDIES REQUIRED BY THE FCC RELATIVE TO
WORK IN OBTAINING FREQUENCIES FOR COUNTY
COMMUNICATION PURPOSES IN AN AMOUNT NOT TO
EXCEED \$5,670.00 WITH SUCH FUNDS TO BE TRANSFERRED
FROM THE CONTINGENCY ACCOUNT**

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

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby authorizes the Chairman of the Essex County Board of Supervisors to enter into a contract with APCO-AFC for the provision of contour studies in an amount not to exceed \$5,670.00 with such funds to be transferred from the contingency account upon approval of the contract by the County Attorney.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Defeated
Resolution No. 409

December 3, 2007
Regular Board Meeting

**RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX
COUNTY BUDGET BY INCREASING APPROPRIATIONS
IN THE AMOUNT OF \$9,500.00 FROM UNEXPENDED
AND UNRESERVED FUND BALANCE TO INCREASE THE
BUDGET FOR CORNELL UNIVERSITY COOPERATIVE
EXTENSION OF ESSEX COUNTY FOR THE TOTAL
AMOUNT OF \$185,000**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget, by increasing appropriations in the amount of \$9,500.00 from unexpended and unreserved fund balance to increase the Budget for Cornell University Cooperative Extension of Essex County for the total amount of \$185,000.00 as follows:

Department 87524 - Cornell University Cooperative Extension

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
87524 5440	Cornell Cooperative Extension Misc. Fees and Services	\$175,500	\$185,000

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

AYES: 1,182 votes (French, Jackson, Douglas, McSweeney, Dobie, Moses, Dedrick, Ashline)
NOES: 1,516 votes (Morrow, Merrihew, Ferebee, Glebus, Scozzafava, Seney, Connel, Ashworth)
ABSENT: 145 votes (Morency, Canon)

Amended
Resolution No. 410

December 3, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX COUNTY BUDGET FOR THE ESSEX COUNTY INDUSTRIAL DEVELOPMENT AGENCY BY INCREASING APPROPRIATIONS IN THE TOTAL AMOUNT OF \$50,000.00, FROM \$50,000.00 TO \$75,000.00 FROM UNEXPENDED AND UNRESERVED FUND BALANCE

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget, by increasing appropriations in the amount of \$50,000.00 from unexpended and unreserved fund balance to increase the Budget for Essex County Industrial Development Agency from \$50,000 to \$75,000 as follows:

Department 6420429 - Industrial Development Agency

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
6420429 5429NY	Promotion of Industry - Build New York Sites	\$50,000	\$75,000

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

AYES: 2,340 votes (Morrow, French, Jackson, Douglas, Ferebee,

NOES: 358 votes
 ABSENT: 145 votes

Glebus, McSweeney, Scozzafava, Seney, Dobie,
 Dedrick, Ashline, Ashworth)
 (Merrihew, Moses, Connell)
 (Morency, Canon)

TENTATIVE BUDGET IMPACT
 \$50,000 increase in appropriations

Resolution No. 411

December 3, 2007
Regular Board Meeting

**RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX
 COUNTY BUDGET BY DECREASING APPROPRIATIONS
 IN THE NET AMOUNT OF \$14,000 FROM AMERICAN
 RED CROSS AND DECREASING APPROPRIATIONS
 FROM SOIL AND WATER CONSERVATION DISTRICT IN
 THE NET AMOUNT OF \$33,500**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget for the American Red Cross by decreasing appropriations in the sum of \$14,000 as follows:

Department 49904 - American Red Cross

APPROPRIATION ACCOUNT NUMBER	ACCOUNT NAME	FROM	TO
49904 5487	American Red Cross	\$14,000	\$0.00

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget for the Soil and Water Conservation District by decreasing Appropriations in the sum of \$33,500 as follows:

Department 8735487 - Watershed Protection District

APPROPRIATION ACCOUNT NUMBER	ACCOUNT NAME	FROM	TO
8735487 5487	Misc. Expenses	\$92,000	\$58,500

This resolution was duly seconded by Supervisor Glebus, and adopted upon a

roll-call vote as follows:

AYES: 2,125 votes (Morrow, French, Merrihew, Jackson, Ferebee, Glebus, McSweeney, Scozzafava, Seney, Dobie, Moses, Connell, Ashline, Ashworth)
NOES: 573 votes (Douglas, Dedrick)
ABSENT: 145 votes (Morency, Canon)

TENTATIVE BUDGET IMPACT \$47,500 decrease in appropriations

Resolution No. 412

December 3, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX COUNTY BUDGET INCREASING APPROPRIATIONS IN THE PUBLIC DEFENDERS BUDGET BY \$16,000

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget for the Public Defender’s Office, by increasing appropriations in the sum of \$16,000.00 as follows to be transferred from American Red Cross due to an error in the Tentative Budget Allocation for the Red Cross:

Department 11704 - Public Defender

APPROPRIATION ACCOUNT NUMBER	ACCOUNT NAME	FROM	TO
11704 5440	Misc. Fees and Service	\$24,000	\$40,000

Department 49904 - American Red Cross

APPROPRIATION ACCOUNT NUMBER	ACCOUNT NAME	FROM	TO
49904 5487	American Red Cross	\$30,000	\$14,000

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

TENTATIVE BUDGET IMPACT \$0

Resolution No. 413

December 3, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX COUNTY BUDGET TO DECREASE ESTIMATED REVENUES IN THE AMOUNT OF \$90,000.00 AND DECREASE APPROPRIATIONS IN THE TOTAL NET AMOUNT OF \$169,534.00 FOR THE ESSEX COUNTY PLANNING DEPARTMENT AND INCREASING REVENUES IN THE AMOUNT OF \$149,000.00 AND INCREASING APPROPRIATIONS IN THE AMOUNT OF \$191,870.00 FOR THE ESSEX COUNTY TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget as follows:

1. For the Essex County Planning Department decreasing estimated revenues in the amount of \$90,000.00 as follows:

Department 8020 - Essex County Planning

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
8020 43597	NYSDOT Capital	\$90,000	\$0

2. For the Essex County Planning Department decreasing appropriations in the total amount of \$169,534.00 as follows:

Department 80208 - Essex County Planning

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
80201 5110	Regular Wages	\$208,535	\$164,196
80204 5410	Office Supplies	\$102,500	\$ 0
80208 5810	Retirement	\$ 20,411	\$ 16,066
80208 5820	Social Security	\$ 16,152	\$ 12,760
80208 5850	Health Insurance	\$ 77,004	\$ 62,046

3. For the Essex County Transportation Department, increasing estimated revenues in the amount of \$149,000 as follows:

Department 5631 - Transportation

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
5631 43599	DDPC Grant Funding	\$0	\$15,000
5631 43598	JARC Grant Funding	\$0	\$ 8,345
5631 416166	Medicaid	\$0	\$35,655
5631 43597	NYS DOT Capital Grant	\$0	\$90,000

Department 5631 - Transportation

4. For the Essex County Transportation Department increasing appropriations in the total amount of \$191,870.00 as follows:

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
56311 5110	Regular Wages	\$0	\$ 44,339
56311 5130	Part Time Wages	\$0	\$ 12,458
56314 5410	Office Supplies	\$0	\$102,500
56314 5420	Printing	\$0	\$ 600
56314 5423	Telephone	\$0	\$ 2,000
56314 5400INV	Inventory	\$0	\$ 2,500

56314 5443	Travel Reimbursement	\$0	\$ 1,000
56314 5451	Training Schools	\$0	\$ 1,000
56314 5424	Postage	\$0	\$ 500
56318 5810	Retirement	\$0	\$ 5,566
56318 5820	Social Security	\$0	\$ 4,345
56318 5840	Disability	\$0	\$ 103
56318 5850	Health Insurance	\$0	\$14,959

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

<p>TENTATIVE BUDGET IMPACT \$22,336 increase in appropriations \$59,000 increase in estimated revenues \$36,664 Net Budget Impact - decrease in appropriated fund balance</p>
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Resolution No. 414

December 3, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX COUNTY BUDGET TO DECREASE ESTIMATED REVENUES IN THE AMOUNT OF \$65,372.00 AND DECREASE APPROPRIATIONS IN THE AMOUNT OF \$69,369.00 FOR THE ESSEX COUNTY PUBLIC HEALTH DEPARTMENT - HEALTH LIVING PARTNERSHIP

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget as follows:

1. For the Essex County Department of Public Health decreasing revenues in the amount of \$65,372.00 as follows:

Department 4194 - Health Living Partnership - HLP

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
4194 42709	Contributions Health Ins.	\$3,124	\$781
4194 43450	State Aid Healthy Living	\$44,039	\$11,010
4194 44450	Federal Aid Health Living Partnership	\$40,000	\$10,000

2. For the Essex County Department of Public Health decreasing appropriations in the amount of \$69,369.00 as follows:

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
41941 5110	HLP Regular Wages	\$31,573	\$7,893
41941 5150	HLP Longevity	\$150	\$0
41948 5810	HLP Retirement	\$2,824	\$717
41948 5820	Social Security	\$2,427	\$616
41948 5850	H/I	\$11,767	\$2,942
41948 5851	Pharmacy	\$2,643	\$661
41944 5400 CS	Contract Fees	\$1,000	\$250
41944 5410	Office Supplies	\$1,400	\$350
41944 5420	Printing	\$1,296	\$324
41944 5423	Telephone	\$1,500	\$375
41944 5424	Postage	\$890	\$223
41944 5425	Copier Expense	\$200	\$50
41944 5436	Advertising Fees	\$5,500	\$1,375
41944 5440 HLP	Contracted Services	\$1,184	\$296
41944 5443	Travel Reimbursement	\$300	\$75
41944 5445HLP	Clinical Services	\$25,000	\$6,250
41944 5475	General Insurance	\$667	\$167

41944 5497	Mileage	\$2,500	\$625
41904 5110	Regular Wages	\$271,043	\$272,415
41901 5150	Longevity	\$1,900	\$1,850
41908 5810	Retirement	\$33,278	\$33,401
41908 5820	Social Security	\$28,603	\$28,708
41908 5850	Health Insurance	\$112,931	\$111,644

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

<p>TENTATIVE BUDGET IMPACT \$65,372 decrease in revenues \$69,369 decrease in appropriations</p>

Resolution No. 415

December 3, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX COUNTY BUDGET TO INCREASE APPROPRIATIONS IN THE AMOUNT OF \$909.00 FOR THE ESSEX COUNTY DEPARTMENT OF PUBLIC HEALTH - CSHCN

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget by increasing appropriations for the Essex County Department of Public Health - CSHCN in the amount of \$909.00 as follows:

Department 4193 -Essex County Department of Public Health - CSHCN

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
41934 5426	Children with Special Health Care Needs	\$250	\$1,159

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

TENTATIVE BUDGET IMPACT \$909.00 increase in appropriations
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Defeated
Resolution No. 416

December 3, 2007
Regular Board Meeting

**RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX
COUNTY BUDGET TO INCREASE APPROPRIATIONS IN THE
AMOUNT OF \$4,246.00 FOR THE ESSEX COUNTY
DEPARTMENT OF PUBLIC HEALTH - PUBLIC HEALTH
PREPAREDNESS**

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget by increasing appropriations in the amount of \$4,246.00 for the Essex County Department of Public Health - Public Health Preparedness as follows:

Department 4191 - Essex County Department of Public Health

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
41914 5436	Advertising Fees	\$100	\$836
41914 5443	Travel Reimbursement	\$750	\$1,200
41914 5451	Training Reimbursement	\$250	\$400
41914 5486	Education Materials	\$500	\$3,000
41914 5497	Mileage	\$3,000	\$3,410

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

AYES: **0 votes**
NOES: **2,698 votes** (French, Jackson, Douglas, McSweeney, Dobie, Moses, Dedrick, Ashline, Morrow, Merrihew, Ferebee, Glebus, Scozzafava, Seney, Connel, Ashworth)
ABSENT: **145 votes** (Morency, Canon)

<p>TENTATIVE BUDGET IMPACT \$4,246.00 increase in appropriations</p>

Defeated
Resolution No. 417

December 3, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX COUNTY BUDGET TO INCREASE APPROPRIATIONS IN THE AMOUNT OF \$57,982.00 AND INCREASE ESTIMATED REVENUES IN THE AMOUNT OF \$13,240.00 FOR THE ESSEX COUNTY DEPARTMENT OF PUBLIC HEALTH - PRESCHOOL PROGRAM FROM THE FUND BALANCE

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget as follows:

1. For the Essex County Department of Public Health - Preschool Program, increasing appropriations in the amount of \$57,982.00 as follows:

Department 2961 - Essex County Department of Public Health - Preschool Program

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
29611 5110	Regular Wages	\$67,888	\$104,665
29618 5810	Retirement	\$6,064	\$9,301
29618 5820	Social Security	\$5,282	\$8,096

29618 5850	H/I	\$23,026	\$35,537
29618 5851	Pharmacy	\$5,470	\$8,113

2. For the Essex County Department of Public Health - Preschool Program increasing estimated revenues in the amount of \$13,240.00 as follows:

Department 2961 - Essex County Department of Public Health - Preschool Program.

APPROPRIATION ACCOUNT NUMBER	ACCOUNT NAME	FROM	TO
4010 43401	State Aid	\$433,463	\$446,703

This resolution was seconded by Supervisor Ashline, and **defeated** upon a roll-call vote as follows:

AYES: **0 votes**
NOES: **2,698 votes** (French, Jackson, Douglas, McSweeney, Dobie, Moses, Dedrick, Ashline, Morrow, Merrihew, Ferebee, Glebus, Scozzafava, Seney, Connel, Ashworth)
ABSENT: **145 votes** (Morency, Canon)

TENTATIVE BUDGET IMPACT \$57,982.00 increase in appropriations \$13,240 increase in estimated revenues

Defeated
Resolution No. 418

December 3, 2007
Regular Board Meeting

RESOLUTION AMENDING THE 2008 TENTATIVE ESSEX COUNTY BUDGET TO INCREASE APPROPRIATIONS IN THE AMOUNT OF \$72,000.00, INCREASE ESTIMATED REVENUE IN THE AMOUNT OF \$21,600 AND DECREASE APPROPRIATIONS IN THE AMOUNT OF \$12,000 FOR THE ESSEX COUNTY PUBLIC HEALTH DEPARTMENT - CHHA AND PREVENTATIVE SERVICES

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

BE IT RESOLVED, that the Essex County Board of Supervisors hereby amends the 2008 Tentative Essex County Budget as follows:

1. For the Essex County Public Health Department - CHHA increase in appropriations in the amount of \$72,000.00 as follows:

Department 4189 - CHHA and Preventative Services

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
41892 5230	Auto Equipment	\$18,000	\$90,000

2. For the Essex County Department of Public Health - PH Admin., increase in revenues in the amount of \$21,600.00 as follows:

Department 4010 - PH Admin

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
4010 43401	State Aid	\$411,863	\$433,463

3. For the Essex County Department of Public Health - CHHA Preventive Services, decrease appropriations in the amount of \$12,000.00 as follows:

Department 41894 - CHHA Prevent

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
41894 5497	Mileage	\$20,000	\$10,000
41904 5497	Mileage	\$15,000	\$13,000

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

AYES: 0 votes

NOES: 2,698 votes

ABSENT: 145 votes

**(French, Jackson, Douglas, McSweeney, Dobie, Moses, Dedrick, Ashline, Morrow, Merrihew, Ferebee, Glebus, Scozzafava, Seney, Connel, Ashworth)
(Morency, Canon)**

<p style="text-align: center;">TENTATIVE BUDGET IMPACT \$72,200.00 increase in appropriations \$21,600 decrease in estimated revenues \$12,000 decrease in appropriations</p>

Resolution No. 419

December 3, 2007
Regular Board Meeting

**RESOLUTION ACCEPTING THE 2008 TENTATIVE ESSEX
COUNTY BUDGET SUBJECT TO AMENDMENT AND
FINAL ADOPTION OF THE 2008 ESSEX COUNTY
BUDGET**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby accepts the submission of the 2008 Tentative Essex County Budget subject to amendment and final adoption of the 2008 Essex County Budget.

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

Resolution No. 420

December 3, 2007
Regular Board Meeting

**RESOLUTION ADOPTING THE 2008 TENTATIVE ESSEX
COUNTY BUDGET AS THE 2008 ESSEX
COUNTY BUDGET AND APPROPRIATING FUNDS
PURSUANT TO COUNTY LAW §356**

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

WHEREAS, the Essex County Board of Supervisors has met and considered the 2008 tentative budget and conducted a public hearing thereon on November 27, 2007, as required by County Law §359; and

WHEREAS, the Board thereafter conducted budget hearings with each department head to review and consider amendments to the tentative budget in order to reduce the projected tax increase, and based upon such hearings has amended the tentative budget.

BE IT RESOLVED that the Essex County Board of Supervisors hereby adopts the 2008 Tentative Essex County Budget, as heretofore amended, as the final 2008 Essex County Budget; and

BE IT FURTHER RESOLVED that the several amounts specified in such budget in the column entitled "Adopted" for the several objects set forth in said 2008 budget, totaling \$82,919,676.00, be appropriated for such objects effective January 1, 2008, with said budget containing total revenues of \$62,459,278.00; and

BE IT FURTHER RESOLVED that the sum of \$6,414,673.00 is hereby appropriated from the General Fund Balance for the 2008 Essex County Budget hereby adopted; and

BE IT FURTHER RESOLVED that the sum of \$700,000 is hereby appropriated from the County Road Fund Balance, and the additional sum of \$100,000 from the County Road Machinery Fund Balance, for the 2008 Essex County Budget hereby adopted; and

BE IT FURTHER RESOLVED that the sum of \$13,245.725.00 shall be raised by taxes levied upon the real property within the County for the 2008 Essex County Budget hereby adopted.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (*Morency, Canon*)

Resolution No. 421

December 3, 2007
Regular Board Meeting

**RESOLUTION LEVYING 2008 COUNTY AND TOWN TAXES
AND ASSESSMENTS, APPROVING THE COMPLETED
TAX ROLLS, AND DIRECTING THE EXECUTION
AND DELIVERY OF THE TAX WARRANTS**

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

WHEREAS, there has been presented to this Board of Supervisors a duly certified copy of the annual budget for each of the eighteen towns of Essex County for the fiscal year commencing January 1, 2008; and

WHEREAS, the Essex County Board of Supervisors has duly adopted its annual budget for the fiscal year 2008 by Resolution No.419, which budget provides for appropriation of funds in the total amount of \$82,919,676.00, for revenues of \$62,459,278.00, and for a total tax levy of \$13,245,725.00.

BE IT RESOLVED that pursuant to Town Law §115, the amounts specified in the annual town budgets, as adopted by the respective Town Boards, to be raised by tax or assessment shall be levied, assessed, raised and collected against, from, and upon the real property of the respective towns liable therefor at the time and in the manner provided by law for the levy of county taxes; and

BE IT FURTHER RESOLVED that pursuant to County Law §360, the amounts specified in the 2008 County budget to be raised by tax, amounting to \$13,245,725.00 shall be levied, assessed, raised and collected against, from, and upon the real property of the County liable therefor at the time and in the manner provided by law; and

BE IT FURTHER RESOLVED that the Town and County taxes be extended against each parcel on said rolls, with such taxes as extended being hereby determined to be the taxes due on each such parcel as set forth thereon; and

BE IT FURTHER RESOLVED that there be annexed to each of said rolls a tax warrant in the form prepared by the Clerk of the Board, as provided by Real Property Tax Law §904, that such warrants should be in the respective amounts heretofore authorized to be levied upon said rolls, that under the seal of the Essex County Board of Supervisors the said rolls with said warrants are to be forthwith collected within and from the several tax districts of the County; and

BE IT FURTHER RESOLVED that such taxes and assessments, when collected, shall be paid to the Supervisor of the respective town and to the Essex County Treasurer in the amounts as shown on the Contents of Collectors Warrants for distribution by them in the manner provided by law.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 422

**December 3, 2007
Regular Board Meeting**

**RESOLUTION AUTHORIZING CONTRACTS FOR FISCAL
YEAR 2008 FOR WHICH FUNDS ARE APPROPRIATED IN
THE 2008 ESSEX COUNTY BUDGET**

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

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby authorizes and directs the County Manager and/or Chairman of the Board to execute all contracts for fiscal year 2008 for the various departments of County Government for which funds have been appropriated in the 2008 Essex County Budget as adopted.

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

AYES: 2,698 votes
NOES: 0 votes
ABSENT: 145 votes (Morency, Canon)

Resolution No. 423

December 3, 2007
Regular Board Meeting

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF
ANNA K. PODRES**

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.

WHEREAS, Anna K. Podres of Witherbee, New York, passed away on November 28, 2007; and

WHEREAS, Anna K. Podres was born in Witherbee, New York on April 13, 1909, the daughter of Matthew and Katherine (Dembrowski) Glebus; and

WHEREAS, Anna K. Podres was married to Joseph G. Podres and together had five children; daughter, Mary; and sons, Baseball Great Johnny Podres, Walter, Thomas and James Podres; and

WHEREAS, Anna K. Podres is survived by grandchildren, Joseph and John Podres, Kevin Guilfoil, James Podres, Chris Podres, Scott Podres, Eric Podres, Jennifer Barber and Melissa Rajeski; great-grandchildren, Laura, Emma and Kate Guilfoil and Benjamin Barber; and

WHEREAS, Anna K. Podres was employed for many years at the Moriah Central School cafeteria; and

BE IT RESOLVED, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express and extend their deepest and most sincere sympathy and condolences to the family of Anna K. Podres; 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 Podres family.

This resolution was unanimously seconded and adopted.