

**Resolution No. 424**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION TO ENTER INTO A LEASE WITH BARTON MINES FOR THE  
PURPOSE OF PLACING AN ANTENNA AND COMMUNICATION EQUIPMENT ON  
THEIR TOWER, AT A COST OF \$4,200 PER YEAR**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes its Chairman to enter into a lease agreement with Barton Mines Company, LLC for the purposes of placing and locating an antenna and other communications building on their tower located at Gore Mountain, New York for a term of five years plus options at a yearly rental amount of \$4,200.00 per year.

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

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

**Resolution No. 425**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
JOHNATHAN EDWARD NIXON**

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

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

**WHEREAS**, Johnathan Edward Nixon, of Au Sable Forks, native son and hometown hero, passed away on December 3, 2007, after a valiant and courageous battle with ALS; and

**WHEREAS**, John Nixon was born on April 14, 1978, the son of Gary Nixon and Kathy (Hoey) Nixon; and

**WHEREAS**, John Nixon graduated from Au Sable Valley Central School in 1996 where he was regarded as one of the finest young athletes ever to grace the playing fields of Northern New York, excelling in football, basketball and baseball and perennially being named an All-Star and Most Valuable Player; and

**WHEREAS**, John Nixon honorably, and with distinction, served his country in the United States Coast Guard; and

**WHEREAS**, John Nixon was a vibrant, strong and good man who possessed a unique strength of character, resilience, sense of humility and goodness of soul; and

**WHEREAS**, although John Nixon endured constant mental and physical pain from the ravages of ALS, he lived each and every day with purpose and dignity; and

**WHEREAS**, the untimely passing of John Nixon has left an enduring and inspirational legacy to all who knew him, to those who did not and to those who may come to know of him; and

**WHEREAS**, although his life was short-lived, his presence on the diamond, gridiron and hardwood; his service upon the seas of the world and his living amongst his friends and neighbors will ensure that his name will live on; and

**WHEREAS**, John Nixon was a loving husband, father, son, grandson, brother, uncle, nephew, and friend who will be sorely missed but never forgotten; and

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

**BE IT FURTHER RESOLVED**, that this resolution be forever spread upon the minutes of this Board of Supervisors, with a suitably embossed copy thereof to be forwarded to the Nixon family.

This resolution was unanimously seconded and adopted.

*Resolution No. 426*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
DOROTHEA M. WELLS**

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

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

**WHEREAS**, Dorothea M. Wells passed away on September 25, 2007; and

**WHEREAS**, Dorothea M. Wells was born in Keene on June 23, 1918, the daughter of Ralza and Ethel (Sibley) Wilkins; and

**WHEREAS**, Dorothea M. Wells was married to Arthur Wells on July 8, 1936; and

**WHEREAS**, Dorothea M. Wells is survived by her son, Thomas Wells, and her daughter, Constance Hickey; her brother, Howard Wilkins, and is also survived by her six grandchildren and five great-grandchildren;

**WHEREAS**, Dorothea M. Wells was a loving wife, mother, sister, grandmother 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 Dorothea M. Wells; 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 Wells family.

This resolution was unanimously seconded and adopted.

*Resolution No. 427*

*December 27, 2007  
Last Day of Annual*

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
ANNA S. HICKEY**

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

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

**WHEREAS**, Anna S. Hickey passed away on October 11, 2007; and

**WHEREAS**, Anna S. Hickey was born in Mineville, New York on March 11, 1915, the daughter of Anna and Louis Shemet; and

**WHEREAS**, Anna S. Hickey moved to Keene Valley in 1934 where she began her career in the post office as a clerk and became postmaster in 1940, serving until her retirement in 1971; and

**WHEREAS**, Anna S. Hickey was predeceased by her husband, Leo Hickey; and

**WHEREAS**, Anna S. Hickey is survived by her son, Thomas Hickey; her granddaughter, Carrie Hickey; grandson, Leo Hickey and great-granddaughter, Elizabeth Hickey; and

**WHEREAS**, Anna S. Hickey was a loving wife, mother, grandmother 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 Anna S. Hickey; 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 Hickey family.

This resolution was unanimously seconded and adopted.

**Resolution No. 428**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION FOR PURCHASING AGENT TO REQUEST RFP FOR  
CEILING TILE REPAIR WORK TO BE DONE AT HORACE NYE  
NURSING HOME**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Essex County Purchasing Agent to solicit RFPs for ceiling tile repair work at the Horace Nye Home.

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

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

**Resolution No. 429**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION AUTHORIZING CHANGES TO THE MEDICAID  
TRANSPORTATION PLAN FOR MILEAGE ADJUSTMENTS**

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

Upon the recommendation of the Human Services Committee, and the same

appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby approves the change to the Medicaid transportation plan by adjusting mileage reimbursement to the Medicaid patients to conform to the 2008 Internal Revenue rates to wit:

- 1) Authorizing an increase per mile reimbursement for non-critical services from \$.14 per mile to \$.19 per mile.
- 2) Authorizing an increase for critical (e.g. dialysis, chemotherapy) from \$.445 per mile to \$.505 per mile.

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

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

**Resolution No. 430**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION AUTHORIZING PAYMENT OF \$140.00 TO BUB'S  
PIZZA AND \$29.59 TO GRAND UNION FOR AN OCTOBER 5, 2007  
INFORMATION HEAP LUNCHEON**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes the payment of \$140.00 to Bub's Pizza and \$29.59 to Grand Union for an October 5, 2007 informational HEAP luncheon.

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

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

**Resolution No. 431**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION OF APPRECIATION TO CANADIAN PACIFIC  
RAILWAY FOR THE TOYS FOR TOTS TRAIN AND THE BENEFITS  
FOR THE FOOD PANTRY**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby extends its deepest and abiding appreciation to the Canadian Pacific Railway for establishing and sponsoring the Toys For Tots Holiday Train and for its work with the food pantry.

This resolution was unanimously seconded and adopted.

**Resolution No. 432**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION APPROVING POLICIES AND PROCEDURES FOR  
THE CERTIFIED HOME HEALTH AGENCY AND PREVENTIVE  
SERVICES OF THE PUBLIC HEALTH DEPARTMENT**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby accepts, approves, adopts, and places on file the following 2007 policies and procedures as reviewed by Dr. Richard McKeever on November 8, 2007:

1. Health Provider Network Procedure.
2. HBN - Home Health Beneficiary Notice Policy.
3. Patients/Clients Rights and Responsibility Policy and Procedure.
4. Patient Care Policy.
5. All Preventive Policies as provided.

This resolution was duly seconded by Supervisors Seney and Ashworth, and adopted, as amended.

**RESOLUTION APPROVING THE QUALITY ASSURANCE REVIEW  
FOR THE CERTIFIED HOME HEALTH AGENCY OF THE ESSEX  
COUNTY PUBLIC HEALTH DEPARTMENT**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and approves the Quality Assurance Review for the Certified Home Health Agency of the Essex County Public Health Department completed by Dr. Richard McKeever dated December 3, 2007.

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

**RESOLUTION INCREASING THE CERTIFIED HOME HEALTH  
AGENCY SKILLED NURSING VISITS  
FROM \$160.00 PER VISIT TO \$175.00 PER VISIT FOR 2008**

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

Upon the recommendation of the Human Services Committee, and the same appearing proper and necessary.

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes an increase in the Certified Home Health Agency skilled nursing visits from \$160.00 per visit to \$175.00 per visit for 2008.

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

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

**RESOLUTION AUTHORIZING THE TRANSFER OF THE UNEXPENDED BALANCE OF \$31,000 IN OTHER MACHINERY RENTAL AND \$30,000 IN CREEK ROAD FUNDS FROM THE 2007 DPW BUDGET INTO THE 2008 DPW BUDGET IN OTHER MACHINERY RENTAL**

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

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

**WHEREAS**, the Essex County Department of Public Works is desirous of transferring \$31,000 from 2007 unexpended balance in Other Machinery Rental Account #511045418INR and \$30,000 from 2007 unexpended balance in Creek Road Account #555245487 to 2008 Other Machinery Rental Account #511045419OMR the amount of \$61,000.00.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the transfer of \$31,000 from the 2007 Other Machinery Rental Account #51104 5419OMR and \$30,000 from the 2007 Creek Road Account #55524 5487 for total amount of \$61,000 to be transferred to 2008 Other Machinery Rental Account #55104 5419OMR.

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

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

**RESOLUTION AUTHORIZING A CONTRACT WITH BARTON & LOGUIDICE, P.C. RELATIVE TO CONSULTING WORK IN THE SEQRA EVALUATION AND DETERMINATION ON THE OTIS BRIDGE PROJECT IN ELIZABETHTOWN**

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

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

**WHEREAS**, because of litigation involving challenges to the SEQRA process involving the Otis Bridge project in Elizabethtown, New York, it is necessary to obtain outside services relative evaluation and determination pursuant to SEQRA; and



**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes its County Chairman to enter into a contract with Barton & Loguidice, P.C. in an amount not to exceed \$3,800.00 pursuant to the hourly rate schedule for 2008 given the County upon such terms and conditions as are determined by the County Attorney with the funds to come from the County Bridge fund.

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

**AYES: 2,616 votes**  
**NOES: 188 votes (Glebus, Ashworth)**  
**ABSENT: 39 votes (Canon)**

*Resolution No. 437*

*December 27, 2007*  
*Last Day of the Annual*

**RESOLUTION AMENDING RESOLUTION NO. 367 OF NOVEMBER  
2007 - AWARDING THE CONTRACT FOR CONCRETE SIDEWALK  
REPLACEMENT TO STEVEN E. FULLER EXCAVATING - TO  
INCREASE AMOUNT OF CONTRACT NOT TO EXCEED \$59,300.00**

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

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby amends Resolution No. 367 of November 2007, which awards a contract for concrete sidewalk replacement to Steven E. Fuller Excavating by amending the amount that the contract may not exceed from \$40,000.00 to a new maximum amount of \$59,300.00.

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

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

*Resolution No. 438*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION OF CONDOLENCE TO THE FAMILY OF  
MICHAEL J. MANNIX**

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

**WHEREAS**, Michael J. Mannix passed away on December 11, 2007; and

**WHEREAS**, Michael J. Mannix was born in Washington, D.C. on November 7, 1941, the son of Martin D. And Gertrude J. (Kennedy) Mannix; and

**WHEREAS**, Michael Mannix graduated from St. John's Academy and attended Plattsburgh State University; and

**WHEREAS**, after attending Plattsburgh State he joined the U.S. Army and served in Germany during the Cold War and the building of the Berlin Wall; and

**WHEREAS**, Michael Mannix returned to Plattsburgh in 1964, was employed by Keebler and then Tobin Packaging, and began a career as a sports and news announcer at WIRY, where he became News and Sports Director; and

**WHEREAS**, Michael Mannix became Executive Director of the Clinton and Essex Counties United Way in 1984, and served until his retirement in January, 2006; and

**WHEREAS**, Michael Mannix served his community with his participation in numerous organizations; and

**WHEREAS**, Michael is survived by his wife, Judy (Tucker) Mannix, two daughters, Colleen Mannix and Cathy Mix; two grandchildren, Luke and Ellie Mix; and

**WHEREAS**, Michael is also survived by six siblings; Tom, Pat Davies, Tim, his twin brother, Marty, Katie Gluck and Molly Gerber; and

**WHEREAS**, Michael Mannix was a loving husband, father, grandfather, brother, brother-in-law, 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 Michael J. Mannix; 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 Mannix family.

This resolution was unanimously seconded and adopted.

*Resolution No. 439*

*December 27, 2007*  
*Last Day of Annual*

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

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

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

**WHEREAS**, Bernard Vitters passed away on December 7, 2007; and

**WHEREAS**, Bernard Vitters was the father-in-law of Fred Buck, Superintendent of Public Works; and

**WHEREAS**, Bernard Vitters 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 Bernard Vitters; 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 Vitters family.

This resolution was unanimously seconded and adopted.

*Resolution No. 440*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION OF CONGRATULATIONS TO THE  
SCHROON LAKE CENTRAL HIGH SCHOOL FOR THEIR  
RECOGNITION BY U.S. NEWS AND WORLD REPORT  
AS RANKING IN THE TOP NINE PERCENT  
OF HIGH SCHOOLS IN THE NATION**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express their heartiest congratulations to the Schroon Lake Central High School upon their being ranked in the top 9% of all high schools in the nation by the nationally syndicated magazine U.S. News and World Report.

This resolution was unanimously seconded and adopted.

*Resolution No. 441*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING INFORMATION SYSTEMS  
DEPARTMENT TO PURCHASE A VIRTUAL PRIVATE  
NETWORK (VPN) SYSTEM, FROM STATE CONTRACT OR  
FROM THE LOWEST BIDDER, IN AN AMOUNT NOT TO  
EXCEED \$26,000 FROM BUDGETED FUNDS**

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

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

**WHEREAS**, it has become necessary for the County to purchase a Virtual Private Network (VPN) System in order to provide a dedicated switching system which would allow Essex County controlled access into its network with a secure internet based login; and

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorized the purchase of a Virtual Private Network (VPN) System from state contract or from the lowest bidder, in an amount not to exceed \$26,000 from budgeted funds.

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

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

*Resolution No. 442*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING THE PURCHASE OF AN IBM  
LOTUS NOTES RENEWAL AND UPGRADE FOR THE  
INFORMATION SYSTEMS DEPARTMENT AT A COST NOT TO  
EXCEED \$25,034.00 FROM BUDGETED FUNDS**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the purchase of an IBM Lotus Notes renewal and upgrade at a cost not to exceed \$25,034.00 from budgeted funds.

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

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

*Resolution No. 443*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE NEW YORK STATE POLICE INFORMATION NETWORK REGARDING POLICIES FOR APPROPRIATE ACCESS TO CRIMINAL JUSTICE INFORMATION**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes its Chairman to sign a Memorandum of Understanding with the New York State Police Information Network regarding policies and appropriate access to the criminal justice information network.

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

*Resolution No. 444*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION OF CONGRATULATIONS TO THE TICONDEROGA CENTRAL HIGH SCHOOL FOR THEIR RECOGNITION BY U.S. NEWS AND WORLD REPORT AS RANKING IN THE TOP TWO PERCENT OF HIGH SCHOOLS IN THE NATION AND RECEIVING A SILVER MEDAL**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney hereby express their heartiest congratulations to the Ticonderoga Central High School upon their being ranked in the top 2% of all high schools in the nation by the nationally syndicated magazine U.S. News and World Report and their receipt of the silver medal.

This resolution was unanimously seconded and adopted.

*Resolution No. 445*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING A NON-INTEREST BEARING  
CHECKING/TRUST ACCOUNT IN THE COUNTY CLERK'S  
OFFICE FOR THE PURPOSES OF THE COLLECTION AND  
DISBURSEMENT OF UNITED STATES PASSPORT MONIES**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the establishment and opening of a non-interest bearing checking/trust account in the Essex County Clerk's office for the collection and disbursement of revenue for the issuance of United States passports; and

**BE IT FURTHER RESOLVED**, that this Board hereby certifies the checking account in the County Clerk's office; and

**BE IT FURTHER RESOLVED**, that this resolution shall remain in effect until such time as the same is amended or repealed by subsequent resolutions of the Board of Supervisors.

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

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

*Resolution No. 446*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING A PETTY CASH ACCOUNT IN  
THE COUNTY CLERK'S OFFICE IN THE AMOUNT OF \$50.00  
FOR PASSPORT WORKSHOPS**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the Essex County Clerk to establish a petty cash account in an amount not to exceed \$50.00 for passport workshops.

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

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

*Resolution No. 447*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION CERTIFYING CHECKING ACCOUNTS FOR  
2008 IN THE ESSEX COUNTY CLERK'S OFFICE AND  
DEPARTMENT OF MOTOR VEHICLES**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby accepts for filing and audits and certifies checking accounts in the Essex County Clerk's office and the Department of Motor Vehicles for the year 2008.

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

*Resolution No. 448*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION CERTIFYING PETTY CASH ACCOUNTS IN THE  
COUNTY CLERK'S OFFICE AND IN THE DEPARTMENT OF  
MOTOR VEHICLES**

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

Upon the recommendation of the Finance Committee and the same appearing proper and necessary.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby accepts, audits and certifies the following petty cash accounts in the Essex County Clerk's Office and the Department of Motor Vehicles:

1. Essex County Clerk - \$150.00 and \$50.00
2. DMV in Elizabethtown - 7 drawers at \$50.00 each and 1 drawer at \$100.00
3. DMV in Ticonderoga - 3 drawers at \$50.00 each

This resolution was duly seconded by Supervisors Moses and Morency and adopted.

*Resolution No. 449*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING COUNTY CLERK TO  
WITHHOLD NECESSARY EXPENSES INCURRED IN 2008 IN  
ADMINISTERING THE MORTGAGE TAX RECORDING LAW**

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**, by Section 262 of the Tax Law, recording officers are entitled to receive their necessary expenses for purposes of administration of mortgage taxes in their offices upon approval and allowance by the State Tax Commission; and



**WHEREAS**, the State Tax Commission did on July 1, 1946, by resolution duly adopted, determine that such mortgage tax expense be approved at the amount certified to the State Tax Commission by the County Board of Supervisors, provided it is a reasonable and necessary allowance for such expenses.

**BE IT RESOLVED**, that the sum of \$24,000.00 per annum be and hereby is determined to be a reasonable and necessary allowance of the Recording Officer of Essex County for the hire of clerks and assistants to perform the administration of the Mortgage Recording Tax Law in his office; and

**BE IT FURTHER RESOLVED**, that effective January 1, 2008, the County Clerk collect or withhold from his disbursements in twelve (12) equal monthly installments of \$2,000.00 per month, the total annual sum of \$24,000.00, which this Board does hereby certify to the New York State Tax Commission and the New York State Department of Audit and Control, as the reasonable and proper allowance for expenses; and

**BE IT FURTHER RESOLVED**, that the Clerk of this Board provide 3 original resolutions for submission to the Department of Taxation and Finance.

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

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

*Resolution No. 450*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING THE SUBMISSION OF A  
SHARED MUNICIPAL GRANT IN THE AMOUNT OF \$450,000  
FOR A RECORDS RETENTION CENTER**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the Essex County Clerk to prepare and submit an application for a grant with the New York State Department of State in the amount of \$450,000 for a records retention center.

This resolution was duly seconded by Supervisor Jackson and adopted.

*Resolution No. 451*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO  
FILE AN AMICUS CURIE BRIEF WITH THE NEW YORK STATE  
SUPREME COURT, APPELLATE DIVISION, THIRD JUDICIAL  
DISTRICT IN REGARD TO STATE FOREST PRESERVE LAND**

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

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

***BE IT RESOLVED***, that the Essex County Board of Supervisors hereby authorizes the County Attorney to file an Amicus Curie brief with the New York State Supreme Court, Appellate Division, Third Judicial District in the matter of John C. Dillenburg, III v. The State of New York, et al, Supreme Court, Chautaugua County.

This resolution was unanimously seconded and adopted.

*Resolution No. 452*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING A CONTRACT WITH BOLLAM,  
SHEEDY, TORANI & COMPANY, LLC FOR AUDITING  
SERVICES FOR YEAR ENDING DECEMBER 31, 2007 IN THE  
AMOUNT OF \$80,000 FROM BUDGETED FUNDS**

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

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

***BE IT RESOLVED***, that the Essex County Board of Supervisors hereby authorizes its Chairman to enter into a contract with Bollam, Sheedy, Torani & Company, LLC for auditing services for year ending December 31, 2007 in the amount of \$80,000 from budgeted funds.

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

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

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE  
BOARD OF SUPERVISORS TO EXECUTE AN AGREEMENT  
WITH INDEPENDENT TOWERS FOR A PERIOD OF SIX  
MONTHS TO LOCATE ANTENNAS ON PUBLIC SAFETY  
BUILDING IN LEWIS**

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

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

**WHEREAS**, in order to provide for extended cell phone coverage along the New York State Northway and for increased protection to the public, it is necessary to investigate and construct temporary cell towers; and

**WHEREAS**, these temporary cell towers are needed in order to provide cellular telephone coverage during the winter months until such time as permanent towers and antenna are installed.

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes its Chairman to execute an agreement with Independent Towers for the location of antennas on the side of the Public Safety Building for use by vendors (tenants) for cellular telephone transmission and reception; and

**BE IT FURTHER RESOLVED**, that said agreement shall be for a period of no more than six months with Independent Towers, LLC to provide consulting services, the solicitation of tenants on the antennas and the purchase, design and installation of the antennas at the Public Safety Building at no cost whatsoever to the County.

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

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

**RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2008**

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

**WHEREAS**, by Resolution No. 405 duly adopted at a Regular Board Meeting held on December 3, 2007, this Board of Supervisors introduced 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, and scheduled a public hearing thereon on December 17, 2007 at 9:30 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby adopts proposed Local Law No. 1 of 2008, 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 . . . . .	\$78,364.00
Commissioner of Elections . . . . .	\$16,250.00
Coroners . . . . .	\$ 3,604.00
County Clerk . . . . .	\$60,744.00
County Sheriff . . . . .	\$73,432.00
County Treasurer . . . . .	\$60,281.00
Personnel Officer . . . . .	\$77,202.00
Public Health Director . . . . .	\$74,111.00
Real Property Tax Services Director . . . . .	\$63,528.00
Superintendent of Public Works . . . . .	\$82,414.00

§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.”

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

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

**RESOLUTION IN SUPPORT OF THE SUMMER EMPIRE STATE  
GAMES BEING HELD IN THE TRI-COUNTY AREA OF CLINTON-  
ESSEX-FRANKLIN COUNTIES**

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

**WHEREAS**, the tri-county area encompassing Clinton, Essex and Franklin Counties possesses state-of-the-art athletic venues for both winter and summer events; and

**WHEREAS**, the Essex County Board of Supervisors joins with Clinton and Franklin Counties in requesting that the tri-county area encompassing Clinton, Essex and Franklin Counties be given due consideration for the hosting of the winter and summer New York State Empire State Games and supports the local efforts to bring the Empire State Games to the North Country; and

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes its Clerk of the Board to forward a certified copy of this resolution to the Empire State Games Selection Committee.

This resolution was unanimously seconded and adopted.

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN  
THE SHERIFF'S DEPARTMENT, TO INCREASE REVENUES  
AND APPROPRIATIONS BY \$20,495.22 - INSURANCE CHECK  
FOR VEHICLE DAMAGE**

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 Essex County Budget as follows:

- a) For the Essex County Sheriff's Department to increase Revenues (account #31104) and Appropriations as follows in the total amount of \$20,495.22 .

Appropriations (Increase)  
Department 5441

<u>Account #</u>	<u>Description</u>	<u>From</u>	<u>To</u>
31104 5441	Auto Supplies and Repair	\$18,000	\$20,495.22

Revenue (Increase)  
Department 5441

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
31104 5441	Auto Supplies and Repair	\$20,495.22

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

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

*Resolution No. 457*

*December 27, 2007*  
*Last Day of the Annual*

**RESOLUTION FIXING THE 2008 SALARIES FOR  
 ALL MANAGEMENT/CONFIDENTIAL AND  
 CERTAIN DEPARTMENT HEAD EMPLOYEES**

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby fixes the 2007 salaries for all management/confidential and department head employees, except those whose salaries are or have been or will be set by law, local law or other resolution, as follows, with the numbers in parentheses referring to the departmental position number in the Personnel Office:

	<b><u>2008 SALARY</u></b>
<b><i>District Attorney's Office</i></b>	
Assistant District Attorney (position #5)	\$ 74,644.00
Assistant District Attorney (position #7)	58,917.00
Secretary to District Attorney (position #3)	20.29 Hr.
Assistant District Attorney (position #10)	54,632.00
Investigator	33,262.00
<b><i>County Manager's Office</i></b>	
Accountant I (part-time)	37.02 Hr
Certified Public Accountant	67,533.00
Senior Purchasing Clerk	18.38 Hr
County Manager	91,950.00
Purchasing Clerk	14.58 Hr
<b><i>County Auditor</i></b>	
Deputy County Auditor	18.38 Hr
County Auditor	48,797.00

**Clerk of the Board's Office**

Deputy Clerk of the Board of Supervisors	20.29 Hr
Administrative Aide to the Clerk of the Board	14.38 Hr
Clerk of the Board	61,452.00

**Treasurer's Office**

Deputy County Treasurer for Finance#1	52,451.00
Payroll Specialist	22.18 Hr.

**Real Property Tax Service**

Assistant Director of Real Property Tax Services	30.20 Hr
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**County Clerk's Office**

Deputy County Clerk	24.15 Hr
Deputy County Clerk	24.15 Hr
Deputy County Clerk	24.15 Hr

**Motor Vehicle Office**

Deputy County Clerk - Motor Vehicle	24.15 Hr
MV Supervisor	18.38 Hr

**County Attorney's Office**

Secretary To County Attorney/Paralegal	20.29 Hr
Senior Legislative Aide	14.58 Hr
Assistant County Attorney for Social Services	33,817.00
Assistant County Attorney for Family Court	33,817.00
Assistant County Attorney	67,632.00
County Attorney	117,835.00

**Public Defender**

Confidential Secretary	20.29 Hr
Assistant Public Defender (full time)	66,524.00
Receptionist	14.39 Hr
Public Defender	110,872.00

**Personnel/Civil Service**

Personnel Technician	18.38 Hr
Deputy Personnel Officer	49,908.00
Typist	12.15 Hr

**Board of Elections**

Deputy Commissioner of Elections	16.49 Hr
Deputy Commissioner of Elections	16.49 Hr
Election Clerk	12.68 Hr
Election Clerk	12.68 Hr

**Department of Public Works**

Assistant Civil Engineer (position #4)	25.68 Hr
Assistant Civil Engineer (position #71)	19.59 Hr
Deputy Superintendent of Public Works	68,322.00
Jail/Public Safety Building Coordinator	24.15 Hr
Health & Safety Officer	19.58 Hr

**Printing**

Printing Mach. Op.	19.94 Hr
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**Information Systems**

Sr. Comp. Prog. Analyst/Deputy	29.82 Hr
Systems Program Web Developer	30.20 Hr

**Sheriff/Administration**

Undersheriff	26.42 Hr
Chief Deputy Sheriff	25.90 Hr
Confidential Secretary	18.38 Hr

**Sheriff/Jail**

Jail Administrator	25.90 Hr
Assistant Jail Administrator	24.15 Hr

**Probation**

Probation Director	63,555.00
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**Emergency Preparedness/Civil Defense**

Emergency Preparedness/Fire Coordinator	70,931.00
Deputy Emergency Services Director	27.33 Hr

**Public Health**

Supervising Community Health Nurse (position #6)	26.61 Hr
Supervising Community Health Nurse (position #45)	30.47 Hr
Director of Preventive Service	30.20 Hr
Director of Patient Services (position #67)	32.22 Hr
Director of Children with Special Needs (position #60)	24.15 Hr
Fiscal Services Administrator	26.14 Hr
Public Health Program Coordinator	26.18 Hr

**Mental Health/Administration**

Fiscal Services Administrator	26.14 Hr
Assistant Director Community Mental Health	35.91 Hr
Director of Community Mental Health Services	79,089.00
Supervising Psychiatric Social Worker (position #19)	30.20 Hr
Supervising Psychiatric Social Worker (position #200)	30.20 Hr
Staff Psychiatrist	91.73 Hr
Medical Director	91.60 Hr



**Social Services/Administration**

Director of Administrative Services	24.15 Hr
Director of Social Services	58,850.00
Head Social Welfare Examiner	23.38 Hr
Director Staff Development	22.18 Hr
Confidential Secretary to Commissioner	18.38 Hr

**Horace Nye Home**

Nursing Home Administrator	74,112.00
Director of Nursing	30.48 Hr
Supervising Nurse (position #6)	26.43 Hr
Supervising Nurse (position #8)	26.43 Hr
Supervising Nurse (position #49)	26.43 Hr
Medical Director	79,705.00
Assistant Director of Nursing	28.41 Hr
Director of Food Services	24.15 Hr
Assistant Director of Food Services	18.38 Hr

**Weights and Measures**

Director of Weights and Measures	41,400.00
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**Office of the Aging**

Director of the Office of the Aging	50,123.00
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**Planning**

Director of Comm. Development & Planning	63,114.00
Transportation Coordinator	24.15 Hr

**Essex County Dept of Fisheries**

Director of Fisheries	59,059.00
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**Youth Bureau**

Assistant Youth Bureau Director (position #1)	24.01 Hr
Assistant Youth Bureau Director (position #2)	22.18 Hr
Youth Bureau Director	6,000.00

**AND BE IT FURTHER RESOLVED** that the Personnel Officer shall examine all department head and management/confidential positions to determine their status under the Fair Labor Standards Act (FLSA) relative to entitlement to compensatory time and overtime compensation, and report to the Board upon completion thereof so that corrective action may be taken to conform with FLSA.

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

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

**RESOLUTION APPORTIONING DOG TAX MONIES**

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

**BE IT RESOLVED** that pursuant to Section 111 paragraph 3 of the Agriculture and Markets Law of New York State, the following apportionment of the total of \$2,848.98 is hereby authorized and the County Treasurer is hereby authorized and directed to pay said sums to the respective town supervisors prior to February 5, 2008;

<b><u>Towns Contributing</u></b>	<b><u>Apportionment of 75% of Surplus</u></b>
Chesterfield	\$ 239.02
Crown Point	116.24
Elizabethtown	78.35
Essex	43.59
Jay	71.51
Keene	67.52
Lewis	251.00
Minerva	202.85
Moriah	285.18
Newcomb	21.94
North Elba	331.62
North Hudson	5.98
St.Armand	107.12
Schroon	119.09
Ticonderoga	412.25
Westport	115.95
Willsboro	136.18
Wilmington	129.63
SPCA Westport _____	<u>113.96</u>
TOTAL	\$2,848.98

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

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

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD  
AND/OR COUNTY MANAGER TO MAKE INTER-DEPARTMENTAL  
AND INTRA-DEPARTMENTAL BUDGET TRANSFERS IN THE 2007  
ESSEX COUNTY BUDGET**

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Chairman of the Board and/or the County Manager to make inter-departmental and intra-departmental budget transfers within the 2007 Essex County Budget for the purpose of balancing the various accounts in said budget as of the close of business as of and on December 31, 2007; and

**BE IT FURTHER RESOLVED** that on or before January 31, 2008, the County Manager shall file with the Clerk of this Board a complete listing of all supplemental appropriations and transfers made pursuant to this resolution, which listing shall include but not be limited to specific account numbers and amounts.

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

<b>AYES:</b>	<b>2,804</b>	<b>votes</b>	
<b>NOES:</b>	<b>0</b>	<b>votes</b>	
<b>ABSENT:</b>	<b>39</b>	<b>votes</b>	<b>(Canon)</b>

**RESOLUTION AUTHORIZING CONTRACTS FOR INSURANCE  
COVERAGE IN 2008**

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

**BE IT RESOLVED** that the Essex County Board of Supervisors hereby authorizes and directs the Chairman to execute the following contracts for insurance coverage in 2008:

1. With New York Municipal Insurance Reciprocal (NYMIR) at a total cost of \$525,421.37 which includes all motor vehicle and fire insurance fees, for

▶ Package policy insurance coverage, including the following coverages and limits:

- ▶ Property coverage with limits of \$49,277,278
- ▶ Boiler & Machinery coverage with limits of \$35,000,000
- ▶ General Liability coverage with limits of \$1,000,000 per occurrence, \$3,000,000 aggregate and \$1,000,000 products aggregate
- ▶ Auto Liability coverage of \$1,000,000 combined single limit for bodily injury and property damage
- ▶ Inland Marine Liability coverage with limits of \$5,524,686
- ▶ Public Officials Liability coverage with limits of \$1,000,000 per claim and \$2,000,000 aggregate
- ▶ Law Enforcement Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and
- ▶ For the Horace Nye Home and the Public Health Nursing Services, and Jail Medical Visits, General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and Professional Liability coverage with limits of \$1,000,000 per occurrence and \$3,000,000 aggregate;
- ▶ For Mental Health Services, General Liability coverage with limits of \$1,000,000 per occurrence and \$2,000,000 aggregate, and Professional Liability coverage with limits of \$1,000,000 per claim and \$3,000,000 aggregate;
- ▶ Excess Liability Insurance coverage with limits of \$10,000,000 occurrence and \$20,000,000 aggregate.

2. With Physicians Reciprocal Insurance for Physicians Professional Liability insurance coverage, having limits of \$1,300,000 per occurrence and \$3,900,000 aggregate, at a total premium cost of \$5,903; and

3. With Hartford Fire Insurance Company for Faithful Performance & Crime Bond coverage, having blanket limits of \$500,000 and forgery and money limits of \$50,000, for all County officials and employees, at a total premium cost of \$5,873.00; and

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

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

**Resolution No. 461**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION OF APPRECIATION TO  
ROBERT A. ASHLINE  
FOR OUTSTANDING SERVICE TO THE PEOPLE OF ESSEX  
COUNTY AS A MEMBER OF THE ESSEX COUNTY BOARD OF  
SUPERVISORS**

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

**WHEREAS**, Robert A. Ashline possesses the rare characteristics of leadership and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

**WHEREAS**, Robert A. Ashline has contributed greatly to the betterment of Essex County and all of its residents through his years of public service as Supervisor of the Town of Willsboro and as a member of the Essex County Board of Supervisors; and

**WHEREAS**, Robert A. Ashline devoted himself to constantly improving the effectiveness and efficiency of County and Town government so as to promote the best interests of the People of Essex County and the Town of Willsboro; and

**WHEREAS**, the remaining members of this Board wish to extend their appreciation to Robert A. Ashline for all of his contributions and accomplishments while serving as Supervisor of the Town of Willsboro and as a member of the Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation to Robert A. Ashline for his outstanding, dedicated and exemplary public service to the People of Essex County during his tenure as Supervisor of the Town of Willsboro and as a member of the Essex County Board of Supervisors; and

**BE IT FURTHER RESOLVED**, that the members of the Board extend their best wishes to Robert A. Ashline in his future endeavors.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF APPRECIATION TO  
JEANNE C. ASHWORTH  
FOR OUTSTANDING SERVICE TO THE PEOPLE OF ESSEX  
COUNTY AS A MEMBER OF THE ESSEX COUNTY BOARD OF  
SUPERVISORS**

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

**WHEREAS**, Jeanne C. Ashworth possesses the rare characteristics of leadership and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

**WHEREAS**, Jeanne C. Ashworth has contributed greatly to the betterment of Essex County and all of its residents through her years of public service as Supervisor of the Town of Wilmington and as a member of the Essex County Board of Supervisors; and

**WHEREAS**, Jeanne C. Ashworth devoted herself to constantly improving the effectiveness and efficiency of County and Town government so as to promote the best interests of the People of Essex County and the Town of Wilmington; and

**WHEREAS**, the remaining members of this Board wish to extend their appreciation to Jeanne C. Ashworth for all of her contributions and accomplishments while serving as Supervisor of the Town of Wilmington and as a member of the Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation to Jeanne C. Ashworth for her outstanding, dedicated and exemplary public service to the People of Essex County during her tenure as Supervisor of the Town of Wilmington and as a member of the Essex County Board of Supervisors; and

**BE IT FURTHER RESOLVED**, that the members of the Board extend their best wishes to Jeanne C. Ashworth in her future endeavors.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF APPRECIATION TO  
ANTHONY J. GLEBUS  
FOR OUTSTANDING SERVICE TO THE PEOPLE OF ESSEX  
COUNTY AS A MEMBER OF THE ESSEX COUNTY BOARD OF  
SUPERVISORS**

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

**WHEREAS**, Anthony J. Glebus possesses the rare characteristics of leadership and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

**WHEREAS**, Anthony J. Glebus has contributed greatly to the betterment of Essex County and all of its residents through his years of public service as Supervisor of the Town of Lewis and as a member of the Essex County Board of Supervisors; and

**WHEREAS**, Anthony J. Glebus devoted himself to constantly improving the effectiveness and efficiency of County and Town government so as to promote the best interests of the People of Essex County and the Town of Lewis; and

**WHEREAS**, the remaining members of this Board wish to extend their appreciation to Anthony J. Glebus for all of his contributions and accomplishments while serving as Supervisor of the Town of Lewis and as a member of the Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation to Anthony J. Glebus for his outstanding, dedicated and exemplary public service to the People of Essex County during his tenure as Supervisor of the Town of Lewis and as a member of the Essex County Board of Supervisors; and

**BE IT FURTHER RESOLVED**, that the members of the Board extend their best wishes to Anthony J. Glebus in his future endeavors.

This resolution was unanimously seconded and adopted.

**RESOLUTION OF APPRECIATION TO  
SHIRLEY W. SENEY  
FOR OUTSTANDING SERVICE TO THE PEOPLE OF ESSEX  
COUNTY AS A MEMBER OF THE ESSEX COUNTY BOARD OF  
SUPERVISORS**

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

**WHEREAS**, Shirley W. Seney possesses the rare characteristics of leadership and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

**WHEREAS**, Shirley W. Seney has contributed greatly to the betterment of Essex County and all of its residents through her years of public service as Supervisor of the Town of North Elba and as a member of the Essex County Board of Supervisors; and

**WHEREAS**, Shirley W. Seney devoted herself to constantly improving the effectiveness and efficiency of County and Town government so as to promote the best interests of the People of Essex County and the Town of North Elba; and

**WHEREAS**, the remaining members of this Board wish to extend their appreciation to Shirley W. Seney for all of her contributions and accomplishments while serving as Supervisor of the Town of North Elba and as a member of the Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their deepest appreciation to Shirley W. Seney for her outstanding, dedicated and exemplary public service to the People of Essex County during her tenure as Supervisor of the Town of North Elba and as a member of the Essex County Board of Supervisors; and

**BE IT FURTHER RESOLVED**, that the members of the Board extend their best wishes to Shirley W. Seney in her future endeavors.

This resolution was unanimously seconded and adopted.



**RESOLUTION OF CONGRATULATIONS AND  
APPRECIATION TO**

**HON. NOEL H. MERRIHEW, III**

**FOR HIS EXEMPLARY SERVICE TO ESSEX COUNTY DURING  
HIS TENURE AS CHAIRMAN OF THE BOARD OF  
SUPERVISORS IN 2006 AND 2007**

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

**WHEREAS**, effective government depends upon those individuals who dedicate their time and talent to public service; and

**WHEREAS**, Noel H. Merrihew, III possesses the rare characteristics of leadership and commitment to the public good, and has demonstrated an extraordinary devotion of time and energy to the conduct of responsible government; and

**WHEREAS**, Noel H. Merrihew, III served as Supervisor of the Town of Elizabethtown and as a member of the Essex County Board of Supervisors since 2003; and

**WHEREAS**, Noel H. Merrihew, III has made outstanding contributions to the People of Essex County through his untiring and selfless devotion to his duties as a member of the Essex County Board of Supervisors, and has contributed greatly to the betterment of Essex County and all of its residents through his years of public service; and

**WHEREAS**, Noel H. Merrihew, III has served with honor and distinction as the 2006 and 2007 Chairman of the Essex County Board of Supervisors; and

**WHEREAS**, under Chairman Merrihew's leadership, he oversaw the final construction of the Essex County Public Safety Building involving himself daily in the resolution of problems and the complexities associated with coordinating the work of the architects, engineers, contractors and sub-contractors as well as the various departments; and

**WHEREAS**, Chairman Merrihew, together with Essex County Sheriff Henry Hommes, Essex County Purchasing Agent James Pierce and the Essex County Emergency Services Department tirelessly and vigilantly worked to complete the Essex

County Public Safety Building resulting in its grand opening in October of 2007; and

**WHEREAS**, during his tenure, Chairman Merrihew has proven himself to be an invaluable asset, source of information and a sustaining and driving force in the day to day management and oversight of all Essex County business; and

**WHEREAS**, Chairman Merrihew assumed the duties and responsibilities of Chairman with tremendous energy and interest, devoted himself to the pursuit of effective and efficient County government so as to serve the best interest of the People of Essex County and perform the administrative functions of the County on a daily basis; and

**WHEREAS**, Chairman Merrihew has also shown uncommon leadership and courage in attempting to resolve important and serious legal issues facing the Essex County Board of Supervisors and the County of Essex;

**NOW, THEREFORE, BE IT RESOLVED**, that the Essex County Board of Supervisors, its Clerk of the Board, County Manager and County Attorney, hereby extend their sincere congratulations and deep and abiding appreciation in the gratitude to Noel H. Merrihew, III for the outstanding and exceptional work he has done in his capacity as Supervisor and Chairman of the Essex County Board of Supervisors during 2006 and 2007, as well as their deepest thanks for his dedication, steadfast and exemplary public service to the People of Essex County;

This resolution was unanimously seconded and adopted.

*Resolution No. 466*

*December 27, 2007*  
*Last Day of Annual*

**RESOLUTION AUTHORIZING A BUDGET AMENDMENT IN  
THE PUBLIC HEALTH DEPARTMENT TO INCREASE  
REVENUES AND APPROPRIATIONS BY \$10,000 - RECEIPT  
OF GRANT FROM THE NATIONAL ASSOCIATION OF  
COUNTY AND CITY HEALTH OFFICERS**

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 Essex County Budget as follows:

From the Essex County Public Health Department:

- (a) From the Essex County Public Health Department to increase Revenues (account #41914) and Appropriations as follows in the total amount of

\$10,000.00 appropriated money from the National Association of County and City Health Officers grant.

Appropriations (Increase)  
Department 41914

<u>Account #</u>	<u>Description</u>	<u>From</u>	<u>To</u>
41914		\$0.00	\$10,000

Revenue (Increase)  
Department 4191 44401667

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
41914 5420	Printing	\$300.00
41914 5424	Postage	\$300.00
41914 5451	Training Schools and Conventions	\$2,400.00
41914 5452	Other Supplies	\$7,000.00

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

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

**Resolution No. 467**

***December 27, 2007***  
***Last Day of the Annual***

**RESOLUTION AUTHORIZING THE COUNTY PURCHASING AGENT TO GO TO BID, ACCEPT AND/OR REJECT BIDS AND PURCHASE TWO SATELLITE PHONES FOR DISPATCH AT A COST NOT TO EXCEED \$5,781.00 AND FOR THE INSTALLATION OF TWO SATELLITE PHONES AT A COST NOT TO EXCEED \$2,020.00 ALL FROM BUDGETED FUNDS**

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes and directs the County Purchasing Agent to go to bid and/or purchase in accordance with the Essex County Purchasing Policy two satellite phones for the Essex County Emergency Services Department at a cost not to exceed \$5,781.00 as well as a contract for the installation of two satellite phones at a cost not to exceed \$2,020.00 all such costs come from budgeted funds.

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

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

**Resolution No. 468**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION AUTHORIZING THE PURCHASE OF A  
COPIER/PRINTER AT BOARD OF ELECTIONS OFF STATE  
CONTRACT FROM BUDGETED FUNDS AT A COST NOT TO  
EXCEED \$6,320.00**

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

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

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby authorizes the purchase of a copier/printer at Board of Elections off-state contract from budgeted funds at a cost not to exceed \$6,320.00.

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

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

**Resolution No. 469**

**December 27, 2007**  
**Last Day of the Annual**

**RESOLUTION REQUESTING THE STATE OF NEW YORK TO  
PLACE A MORATORIUM ON ANY FURTHER PURCHASE OF  
STATE LAND WITHIN THE ADIRONDACK PARK AND THE  
CATSKILL PARK UNTIL DILLENBURG V. STATE OF NEW  
YORK, ET. AL. IS SETTLED**

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

**WHEREAS**, in the matter of John C. Dillenburg, III, v. State of New York, et. al., venued in the Supreme Court, Chautauqua County, the Hon. Timothy J. Walker ruled that the State of New York is “causing an unconstitutional disbursement of State funds by paying taxes and/or payments in lieu of taxes on State owned lands to Counties, Municipalities, School Districts or Special Districts in some communities in New York State, while not making such payments on State owned land situate elsewhere in New York”; and

**WHEREAS**, the Court, as part of its decision, also permanently enjoined the State of New York and the New York State Legislature and the New York State Comptroller from paying any taxes and/or payments in lieu of taxes on State owned lands to Counties, Municipalities, School Districts, or other special districts in New York State while not paying taxes on State owned land similarly situate elsewhere in New York State; and

**WHEREAS**, approximately 40% of all taxable real property located in Essex County is owned by the State of New York and the County of Essex heavily relies on taxes on these State properties to operate. Without these taxes, Essex County would be forced to do away with many of the services it provides and to operate on an austerity budget; and

**WHEREAS**, this decision could preclude the payment of taxes on property owned by New York State within the Adirondack Park and Catskill Park which will have a devastating effect upon the ability of Counties, Municipalities, School Districts and special districts to meet the ever increasing financial burdens associated with day to day operations and the protection of the health and welfare of the general public; and

**WHEREAS**, it would be prudent for the State of New York to place a moratorium on any further State land purchases within the Adirondack Park and Catskill Park until a higher Court has made a determination as to whether the current practice of taxation and payment with respect to New York State Lands is constitutional; and

**BE IT RESOLVED**, that the Essex County Board of Supervisors hereby strongly urges and requests that the State of New York place a moratorium on any further State land purchases within the Adirondack Park and Catskill Park until the constitutional questions raised in Dillenburg are resolved in order to protect that ability of Counties, Municipalities, School Districts and special districts within the Adirondack Park and Catskill Park to adequately and properly run the day to day business of government and provide services to their constituents; 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; New York State Senate Majority Leader Joseph L. Bruno; Senator Elizabeth O’C. Little; Assembly Speaker Sheldon Silver; Assembly Minority Leader James N. Tedisco; and Assembly Members Teresa R. Sayward and Chris Ortloff.

This resolution was unanimously seconded and adopted.